

AGENDA

PLANNING BOARD REGULAR MEETING



Thursday, June 13, 2024 AT 9:30 AM

TOWN OF HIGHLAND BEACH, FLORIDA

3614 S. OCEAN BOULEVARD

HIGHLAND BEACH, FL 33487

Telephone: (561) 278-4548

Website: www.highlandbeach.us

Town Hall Commission Chambers

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF THE AGENDA**
5. **SWEARING IN OF THE PUBLIC**
6. **APPROVAL OF MINUTES**

A. May 09, 2024

7. **UNFINISHED BUSINESS**

None

8. **NEW BUSINESS**

A. Development Order Application No. PZ-24-3 / Jamie and Nissan Hamuy

Application by David Nutter, B & M Marine Construction Inc., for a special exception to install a 10,000-pound capacity boat lift in slip number 12 (located on the north side of Braemar Isles Condominium) for the property at 1017 Grand Court.

9. **ANNOUNCEMENTS**

June 18, 2024

1:30 PM

Town Commission Meeting

July 09, 2024

1:00 PM

Code Enforcement Board Regular Meeting

July 11, 2024

9:30 AM

Planning Board Regular Meeting

10. ADJOURNMENT

Any person that decides to appeal any decision made by the Board of Adjustment & Appeals with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record including testimony and evidence upon which the appeal is based. (State Law requires the above Notice. Any person desiring a verbatim transcript shall have the responsibility, at his/her own cost, to arrange for the transcript.) The Town neither provides nor prepares such record. There may be one or more Town Commissioners attending the meeting.

In accordance with the Americans with Disabilities Act (ADA), persons who need accommodation in order to attend or participate in this meeting should contact Town Hall at (561) 278-4548 within a reasonable time prior to this meeting in order to request such assistance.

File Attachments for Item:

A. May 09, 2024



TOWN OF HIGHLAND BEACH PLANNING BOARD REGULAR MEETING MINUTES

Town Hall Commission Chambers
3614 South Ocean Boulevard
Highland Beach, Florida 33487

Date: May 09, 2024
Time: 9:30 AM

1. CALL TO ORDER

Chairperson Goldenberg called the meeting to order at 9:30 A.M. He mentioned that three Board Members would be absent from today's meeting and that the technology was not working so the meeting would not be streamed.

2. ROLL CALL

Board Member David Powell
Board Member Jason Chudnofsky
Vice Chairperson Ilyne Mendelson
Chairperson Eric Goldenberg
Town Attorney Leonard Rubin
Deputy Town Clerk Jaclyn DeHart

ADDITIONAL STAFF PRESENT

Town Planner Ingrid Allen

ABSENT

Board Member Roger Brown
Board Member David Axelrod
Board Member Eve Rosen

3. PLEDGE OF ALLEGIANCE

The Board Members led the Pledge of Allegiance to the United States of America.

4. APPROVAL OF THE AGENDA

Motion: Mendelson/Chudnofsky - Moved to approve the agenda as presented which passed 4 to 0.

5. SWEARING IN OF THE PUBLIC

Deputy Town Clerk Jaclyn DeHart swore in those giving testimony.

6. APPROVAL OF MINUTES

A. April 11, 2024

Motion: Powell/Chudnofsky - Moved to approve the minutes as presented which passed 4 to 0.

7. UNFINISHED BUSINESS

A. None

8. NEW BUSINESS

A. Development Order Application No. PZ-24-1 / Anders & Christine Nessen

Application by Richard Brummer, Opus Homes D&E LLC, for a major modification request to allow for the construction of a new two-story pavilion for the property located at 1096 Bel Lido Drive.

Chairperson Goldenberg read the title of the item and asked the Board Members if they had any ex parte communications to disclose. The Members had no ex parte communications.

Chairperson Goldenberg opened the public hearing and called Town Planner Allen to present the application.

Town Planner Allen presented Development Order No. PZ-24-1 and mentioned that due to the lack of technology there would be no PowerPoint presentation, but as always, all backup materials are in the provided agenda packet.

Christen Nessen, homeowner, provided comments on the project.

The Board discussed the application.

Keith Sorensen, contractor, and Anders Nessen, homeowner, were present but no questions were asked of them.

The public hearing was closed followed by a motion.

Motion: Mendelson/Chudnofsky - Moved to approve Development Order PZ-24-1 and the motion passed on a 4 to 0 vote.

9. ANNOUNCEMENTS

May 14, 2024	1:00 PM	Code Enforcement Board Meeting
May 21, 2024	1:30 PM	Town Commission Meeting
June 13, 2024	9:30 AM	Planning Board Meeting

10. ADJOURNMENT

The meeting adjourned at 9:42 AM.

Eric Goldenberg, Chairperson

ATTEST:

Transcribed by:
Jaclyn DeHart

Jaclyn DeHart
Deputy Town Clerk

06/13/2024
Date

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the event of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage: <https://highlandbeach-fl.municodemeetings.com/>.

File Attachments for Item:

A. Development Order Application No. PZ-24-3 / Jamie and Nissan Hamuy

Application by David Nutter, B & M Marine Construction Inc., for a special exception to install a 10,000 pound capacity boat lift in slip number 12 (located on the north side of Braemar Isles Condominium) for the property at 1017 Grand Court.



HIGHLAND BEACH BUILDING DEPARTMENT

3614 S. Ocean Boulevard
Highland Beach, FL 33487
Ph: (561) 278-4540

PLANNING BOARD STAFF REPORT

MEETING OF: JUNE 13, 2024

TO: PLANNING BOARD

FROM: INGRID ALLEN, TOWN PLANNER

SUBJECT: APPLICATION BY DAVID NUTTER, B & M MARINE CONSTRUCTION, INC., FOR A SPECIAL EXCEPTION TO INSTALL A 10,000 POUND CAPACITY BOAT LIFT IN SLIP NUMBER 12 (LOCATED ON THE NORTH SIDE OF BRAEMAR ISLES CONDOMINIUM) FOR THE PROPERTY AT 1017 GRAND COURT. (DO# PZ-24-3)

GENERAL INFORMATION:

Applicant (Property Owner): Nissan and Jamie Hamuy
1017 Grand Court
Highland Beach, FL 33487

Applicant's Agent: David Nutter
B & M Marine Construction, Inc.
1211 South Military Trail #200
Deerfield Beach, FL 33442

Property Characteristics:

Site Location: Slip No. 12 located on the north side of Braemar Isles Condominium

Comprehensive Plan Land Use: Multi Family Low Density

Zoning District: Residential Multiple Family Low Density (RML)

Parcel PCN#: 24-43-47-09-00-002-0120

Background:

On October 12, 2023, the Planning Board approved a special exception request (DO# 23-0008) to install a 73 linear foot seawall and seawall cap, and seven (7) bumper piles for the property located at 1017 Grand Court (motion carried 6-0).

Request and Analysis:

The Applicant is proposing to install a 10,000 pound capacity, four-post boat lift in slip number 12 (located on the north side of Braemar Isles Condominium) for the property at 1017 Grand Court. There is currently a floating platform lift in slip number 12 which will be removed if the special exception request is approved. *Note that according to the Applicant's warranty deed, the property has one (1) parcel control number but contains two (2) parcels including the property at 1017 Grand Court and slip number 12 located on the north side of Braemar Isles Condominium.*

The Applicant has obtained Florida Department of Environmental Protection (FDEP) authorization for the above-referenced request (FDEP File No. 50-0378919-004-EE). According to the FDEP authorization (dated March 21, 2024), a separate authorization from U.S. Army Corps of Engineers is not required.

The proposed boat lift is located in the RML zoning district and such multiple family zoning districts are exempt from marine facility side yard setbacks. The proposed request is in compliance with the below definition of "boat lift" as provided in Section 30-131 of the Town Code. According to the Applicant's lift detail (sheet 2), the top of the lift equipment is 7.5 feet above the existing dock while the top of the vessel's superstructure is 8.5 feet above the dock.

Boat lifts means the bottom of the keel of any boat shall not be hoisted greater than one foot above the minimum seawall elevation. In no case shall the lift be higher than the superstructure of the boat when lifted.

Section 30-36(a) of the Town Code indicates that the Planning Board may approve, approve with conditions, or deny a request for special exception relating to accessory marine facilities including boat lifts.

Following an approval by the Planning Board and prior to initiation of construction, the Applicant will be required to obtain a building permit from the Town of Highland Beach Building Department. Pursuant to Section 30-21(g) of the Town Code, commencement of construction shall be initiated within two (2) years following the date of approval by the Planning Board.

Staff has reviewed the Applicant's proposed request including plans date stamped received by the Building Department on May 20, 2024 and finds that the project is consistent with the Town Code of Ordinances.

Should you have any questions, please feel free to contact me at (561) 637-2012 or iallen@highlandbeach.us

Attachments: Application**Warranty deed****Aerials****Photos – existing conditions****HOA email correspondence****FDEP approval****Applicant proposed plans (11x17)**



TOWN OF HIGHLAND BEACH DEVELOPMENT ORDER APPROVAL APPLICATION

Application # _____

PROPERTY INFORMATION ASSOCIATED WITH THIS APPLICATION	
Address: 1017 Grand Court, Highland Beach, FL 33487	PCN: 24-43-47-09-00-002-0120
Full Legal Description of the Property [as described in the deed] or reference to an attachment: 9-47-43, TH PT OF N 1/2 OF GOVLT 2 E OF FIND CNL K/A LT 17 OF PROPOSED BOCA HIGHLANDS & TH PT A/K/A BOAT SLIP 12	
Zoning District: RML - Multi-Family Low-Density	What is the location of the installation? <input type="checkbox"/> Intracoastal Waterway (ICW) <input checked="" type="checkbox"/> Interior Canal/Basin <input type="checkbox"/> N/A

PROPERTY OWNER (APPLICANT) INFORMATION		
Name: Nissan Hamuy/Jamie Hamuy	Phone: 561-704-7966	Fax:
Mailing Address: 1017 Grand Court, Highland Beach, FL 33487		
Email Address: wildgifts@hotmail.com		

APPLICANT'S AGENT INFORMATION		
Name: David Nutter	Phone: 954-421-1700 office 954-868-8476 cell	Fax:
Company Name: B & M Marine Construction, Inc.		
Mailing Address: 1211 S Military Trail #200, Deerfield Beach, FL 33442		
Email Address: nutt3839@bellsouth.net permits@bm-marine.com		

Provide a detailed description of the proposed project (use additional pages if necessary):

Install boat lift in Slip 12

I give permission to the members of the Town Commission, Planning Board and staff to inspect the property for the purpose of this application. I declare that all statements made herein are true, based upon the best available information. Willful false statements may jeopardize the validity of my application or any decision issued thereon. I have fully read the information outlining the application requirements. With this application, I am submitting the necessary supporting materials listed.

Applicant's Signature: _____ Date: 11/10/23

Applicant's Printed Name Nissan Hamuy/Jamie Hamuy

Received by the Town Clerk's Office:

Received By: _____ Date: _____

Date Public Notices Mailed: _____

Date Legal Advertisement Published: _____



CFN 20170180915

This Document Prepared By and Return to:

Marilyn Bennett
Corporate Title, Inc.
6070 N. Federal Highway
Boca Raton FL 33487
WC:SS13

OR BK 29099 PG 0259
RECORDED 05/19/2017 13:58:20
AMT 3,085,000.00
Doc Stamp 21,595.00
Palm Beach County, Florida
Sharon R. Bock, CLERK & COMPTROLLER
Pgs 0259 - 2617 (3pgs)

Parcel ID Number: 24-43-47-09-00-002-0120

Warranty Deed

This Indenture, Made this 18th day of May, 2017 A.D., Between
Jeanne C. Williams, a single woman, Individually and Trustee of
the Jeanne C. Williams Revocable Trust dated September 7, 2011
of the County of Palm Beach, State of Florida, grantor, and
Nissan Hamuy and Jamie Hamuy, husband and wife

whose address is: 1017 Grand Court, Highland Beach, FL 33487

of the County of Palm Beach, State of Florida, grantees.

Witnesseth that the GRANTOR, for and in consideration of the sum of

-----TEN DOLLARS (\$10)----- DOLLARS,
and other good and valuable consideration to GRANTOR in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, has
granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of Palm Beach, State of Florida to wit:

See Exhibit "A" attached hereto and made a part hereof

Subject to restrictions, reservations and easements of record, if
any, and taxes for the year 2017 and subsequent years.

Warranty Deed - Page 2

Parcel ID Number: 24-43-47-09-00-002-0120

Book29099/Page260
CFN#20170180915
Page 2 of 3

In Witness Whereof, the grantor has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Jeanne C. Williams, a single woman,
Individually and Trustee of
the Jeanne C. Williams Revocable
Trust dated September 7, 2011

Printed Name: Steven Serk
Witness

By: Jeanne C. Williams (Seal)
Jeanne C. Williams
Individually and Trustee
P.O. Address: 3200 S. Ocean Blvd. #501, Highland Beach, FL 33487

Printed Name: GARY R SPEAR
Witness

STATE OF Florida
COUNTY OF Palm Beach

The foregoing instrument was acknowledged before me this 18th day of May, 2017 by
Jeanne C. Williams, Individually and Trustee on behalf of said Florida
trust

who is personally known to me or who has produced her Florida driver's license as identification.

Printed Name: Marilyn Bennett
Notary Public

My Commission Expires:



Exhibit "A"

PARCEL I

Lot 17:

A Parcel of land in Section 9, Township 47 South, Range 43 East, Palm Beach County, Florida, being more particularly described as follows:

Commencing at the Point of intersection of the North line of said Section 9 and the West right-of-way line of State Road A-1-A as laid out and now in use (100 foot right-of-way); thence South 89°52'10" West along said North line of Section 9, a distance of 928.10 feet to the Point of Beginning; thence South 00°07'50" East, a distance of 35.18 feet; thence South 50°05'03" West, a distance of 29.19 feet; thence South 81° 51'23" West, a distance of 136.63 feet to a point on the East right-of-way line of the Intracoastal Waterway as recorded in Plat Book 17, Page 21, of the Public Records of Palm Beach County, Florida; thence North 02°17'00" East, along said East right-of-way line a distance of 72.97 feet to a point on the North line of said Section 9; thence North 89°52'10" East, along said North line of Section 9, a distance of 154.65 feet to the Point of Beginning. Said land situate, lying and being in the Town of Highland Beach, Palm Beach County, Florida.

PARCEL II

Boat Slip #12:

A parcel of land in Section 9, Township 47 South, Range 43 East, Palm Beach County, Florida, being more particularly described as follows:

Commencing at the Point of Intersection of the North line of said Section 9 and the West Right-of-Way line of State Road A-1-A as laid out and now in use (100 Foot Right-of-Way); thence South 89°52'10" West along said North line of Section 9, a distance of 228.33 feet; thence South 11°00'00" West, along the most Westerly West line of that parcel of land described in Official Records Book 3423, Page 1629 of the Public Records of Palm Beach County, Florida, a distance of 238.08 feet to a point on the Northerly boundary of that parcel of land described in Official Records Book 3861, Page 457 of the Public Records of Palm Beach County, Florida; thence North 79°00'00" West along said North line, a distance of 40.00 feet; thence South 11°00'00" West, a distance of 241.48 feet; thence South 00°06'22" West, a distance of 43.22 feet to a Point of Curvature of a circular curve concave to the Northwest having a radius of 15.00 feet and a central angle of 90°00'00"; thence Southwesterly along the arc of said curve an arc distance of 23.56 feet to a point of tangency; thence North 89°53'38" West, a distance of 45.31 feet; thence North 87°51'34" West, a distance of 100.98 feet to a point on the most Easterly East line of that parcel of land described in Official Records Book 3644, Page 1731 of the Public Records of Palm Beach County, Florida, the last five described courses being coincident with the boundary of that parcel of land described in Official Records Book 3861, Page 457 of the Public Records of Palm Beach County, Florida; thence North 02°08'21" East along said East line, a distance of 9.92 feet; thence South 47°08'22" West, a distance of 14.14 feet; thence North 87°51'38" West, a distance of 65.18 feet; thence North 43°55'49" West, a distance of 14.40 feet; thence North a distance of 19.31 feet; thence North 45°00'00" East, a distance of 7.00 feet; thence North, a distance of 40.00 feet; thence North 45°00'00" West, a distance of 28.78 feet; thence West, a distance of 37.40 feet to the Point of Beginning, the last seven described courses being coincident with the boundary of that parcel of land described in Official Records Book 3644, Page 1731 of the Public Records of Palm Beach County, Florida, thence continuing West along said boundary, a distance of 20.01 feet; thence North 00°46'02" East, a distance of 60.01 feet; thence East a distance of 17.45 feet; thence South 01° 40'32" East, a distance of 60.03 feet to the Point of Beginning.

SLIP #12 (SAME OWNER AS 1017 GRAND COURT)





Tue, April 23, 2024 10:43AM
Highland Beach, FL 33487

SLIP #12



Tue, April 23, 2024 10:43AM
Highland Beach, FL 33487



RE: 1017 Grand Court Boat Slip 12

From: DebraMFL (debramfl@comcast.net)
To: nutt3839@bellsouth.net
Date: Friday, April 26, 2024 at 12:30 PM EDT

David,

Although the slip is on the north side of Braemar, it is on the south side of the marina as stated. Grand Cay Estates at Boca Highland Beach Club and Marina HOA, Inc. would require an ARB approval for the slips adjacent to the single family homes on the north side of the marina, but not to those on the south side.

Regards,
Debra Miller, LCAM

From: david nutter <nutt3839@bellsouth.net>
Sent: Friday, April 26, 2024 12:22 PM
To: DebraMFL <debramfl@comcast.net>
Cc: Kande bocahighland.com <kande@bocahighland.com>
Subject: Re: 1017 Grand Court Boat Slip 12

Debra,

Thanks for the response, but to make sure we are both referring to the same slip and area, I attached a map from the Property Appraiser's website of Slip 12. Your response referenced the south side of the marina at Braemar, but Slip 12 is along the north side of the condo. Just want to make sure before I proceed further.

Kande,

If Debra is correct, do these slips fall under a different HOA? If not, I will need a letter or response stating that the slip is not under the jurisdiction of any HOA. This is to resolve one of the comments from Planning and Zoning at the Town.

David Nutter

B & M Marine Construction

nutt3839@bellsouth.net

On Friday, April 26, 2024 at 12:01:36 PM EDT, DebraMFL <debramfl@comcast.net> wrote:

Good Morning David

To the best of my knowledge, the private dock on the south side of the marina at Braemar does not require an ARB approval as this property is not under the Grand Cay Estates purview and not considered common area of the Association.

Regards,

Debra Miller, LCAM

From: david nutter <nutt3839@bellsouth.net>

Sent: Thursday, April 25, 2024 6:10 PM

To: DebraMFL <debramfl@comcast.net>; Kande bocaighland.com <kande@bocahighland.com>

Subject: 1017 Grand Court Boat Slip 12

Debra,

The Hamuys at 1017 Grand Court are replacing their lift in Slip 12 along Braemar Isles. Does this slip also fall under your HOA approval requirements? If it is, I assume you would need the same application and plans as you needed for the seawall replacement at the house.

Kande,

If this is not within Debra's purview, do you know who the contact may be, or if this even falls within an HOA?

David Nutter

B & M Marine Construction

nutt3839@bellsouth.net



FLORIDA DEPARTMENT OF Environmental Protection

Southeast District Office
3301 Gun Club Road, MSC 7210-1
West Palm Beach, FL 33406
561-681-6600

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

March 21, 2024

Nissan Hamuy
1017 Grand Court
Highland Beach, FL 33487
Sent via e-mail: nutt3839@bellsouth.net

Re: File No.: 50-0378919-004-EE
File Name: 1017 Grand Ct Boat Lift

Dear Nissan Hamuy:

On February 28, 2024, we received your request for verification of exemption to remove an existing floating vessel platform and install a boat lift within Slip No. 12. The project is located in the Intracoastal Waterway, Class III Waters, adjacent to 1017 Grand Court, Highland Beach (Section 09, Township 47 South, Range 43 East), in Palm Beach County (Latitude N 26°23'40.1430", Longitude W -80°4'11.3730").

Your request has been reviewed to determine whether it qualifies for (1) regulatory exemption, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal approval that may be necessary for work in wetlands or waters of the United States.

Your project qualifies for all three. However, this letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

If you have any questions regarding this matter, please contact Juliana Hall at the letterhead address or at Juliana.Hall@FloridaDEP.gov

1. Regulatory Review – VERIFIED

Based on the information submitted, the Department has verified that the activity as proposed is exempt, under Chapter 62-330.051(5)(h), Florida Administrative Code, from the need to obtain a regulatory permit under Part IV of Chapter 373 of the Florida Statutes.

This exemption verification is based on the information you provided the Department and the statutes and rules in effect when the information was submitted. This verification may not be valid if site conditions materially change, the project design is modified, or the statutes or rules governing the exempt activity are amended. In the event you need to re-verify the exempt status for the activity, a new request and verification fee will be required. Any substantial modifications to the project design should be submitted to the Department for review, as changes may result in a permit being required.

2. Proprietary Review- NOT REQUIRED

The activity does not require further authorization under chapter 253 of the Florida Statutes, or chapters 18-20 or 18-21 of the Florida Administrative Code

3. Federal Review - APPROVED

Your proposed activity as outlined in your application and attached drawings qualifies for Federal authorization pursuant to the State Programmatic General Permit VI-R1, and a **SEPARATE permit** or authorization **will not be required** from the U.S. Army Corps of Engineers. Please note that the Federal authorization expires on July 27, 2026. However, your authorization may remain in effect for up to 1 additional year, if provisions of Special Condition 15 of the SPGP VI-R1 permit instrument are met. You, as permittee, are required to adhere to all General Conditions and Special Conditions that may apply to your project. Special conditions required for your project are attached. A copy of the SPGP VI-R1 with all terms and conditions and the General Conditions may be found online in the Jacksonville District Regulatory Division Sourcebook (<https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/>).

Authority for review - an agreement with the USACOE entitled “Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit”, Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Additional Information

Please retain this letter. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S., and Chapter 18-14, F.A.C.

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C. If you

do not publish notice of this action, this waiver will not apply to persons who have not received written notice of this action.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

FLAWAC Review

The applicant, or any party within the meaning of Section 373.114(1)(a) or 373.4275, F.S., may also seek appellate review of this order before the Land and Water Adjudicatory Commission under Section 373.114(1) or 373.4275, F.S. Requests for review before the Land and Water Adjudicatory Commission must be filed with the Secretary of the Commission and served on the Department within 20 days from the date when this order is filed with the Clerk of the Department.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Florida Rules of Appellate Procedure 9.110 and 9.190 with the Clerk of the Department in the Office of General Counsel (Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000) and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice must be filed within 30 days from the date this action is filed with the Clerk of the Department.

EXECUTION AND CLERKING

Executed in Palm Beach County, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Danielle C. Sattelberger
Environmental Administrator
Southeast District

Enclosures:

Attachment A- Specific Exemption Rule
Special Conditions for Federal Authorization for SPGP VI-R1
General Conditions for Federal Authorization for SPGP VI-R1
Project drawings, 4 pages

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

FDEP – Danielle Sattelberger, Juliana Hall
David Nutter, DJN Permitting Services, nutt3839@bellsouth.net

Additional mailings:

SPGP, nmfs.ser.statewideprogrammatic@noaa.gov ; spgp@usace.army.mil
Matt Mitchell, Palm Beach County, Environmental Resources, mmitchell@pbcgov.org

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.

<i>Vanessa Osborne</i>	03-21-2024
<u>Clerk</u>	<u>Date</u>

Attachment A

Chapter 62-330.051 Exempt Activities.

The activities meeting the limitations and restrictions below are exempt from permitting. However, if located in, on, or over state-owned submerged lands, they are subject to a separate authorization under Chapters 253 and 258, F.S., and Chapters 18-18, 18-20, and 18-21, F.A.C., as applicable.

(5) Dock, Pier, Boat Ramp and Other Boating-related Work –

(h) The installation of a pile-supported boat lift within an existing mooring area at a docking facility that is legally in existence, provided:

1. Such installation does not conflict with a condition of a permit issued thereunder;
2. The boat lift does not include additional structures, such as platforms, cat walks, and roofs.

Rulemaking Authority 373.026(7), 373.043, 373.4131, 373.4145, 403.805(1) FS. Law Implemented 373.406, 373.4131, 373.4145, 373.415, 403.813(1) FS. History—New 10-1-13, Amended 6-1-18.

Special Conditions for Federal Authorizations for SPGP VI-R1

1. Authorization, design and construction must adhere to the terms of the SPGP VI instrument including the General Conditions for All Projects, Special Conditions for All Projects, Applicable activity-specific special conditions, Procedure and Work Authorized sections.
2. Design and construction must adhere to the PDCs for In-Water Activities (Attachment 28, from PDCs AP.7 through AP11, inclusive, of JAXBO) (Reference: JAXBO PDC AP.1.).
3. All activities must be performed during daylight hours (Reference: JAXBO PDC AP.6.).
4. For all projects involving the installation of piles, sheet piles, concrete slab walls or boatlift I-beams (Reference Categories A, B and C of JAXBO *PDCs for In-Water Noise from Pile and Sheet Pile Installation*, page 86):
 - a. Construction methods limited to trench and fill, pilot hole (auger or drop punch), jetting, vibratory, and impact hammer (however, impact hammer limited to installing no more than 5 per day).
 - b. Material limited to wood piles with a 14-inch diameter or less, concrete piles with a 24-inch diameter/width or less, metal pipe piles with a 36-inch diameter or less, metal boatlift I-beams, concrete slab walls, vinyl sheet piles, and metal sheet piles.
 - c. Any installation of metal pipe or metal sheet pile by impact hammer is not authorized (Reference: Categories D and E of JAXBO *PDCs for In-Water Noise from Pile and Sheet Pile Installation*, page 86.).
 - d. Projects within the boundary of the NOAA Florida Keys National Marine Sanctuary require prior approval from the Sanctuary (Reference: JAXBO PDCs AP.14 and A1.6).
5. The Permittee shall comply with the “Standard Manatee Conditions for In-Water Work – 2011” (Attachment 29).
6. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register. Prior to the start of work, the Applicant/Permittee or other party on the Applicant’s/Permittee’s behalf, shall conduct a search of known historical properties by contracting a professional archaeologist, and contacting the Florida Master Site File at 850-245-6440 or SiteFile@dos.state.fl.us. The Applicant/Permittee can also research sites in the National Register Information System (NRIS). Information can be found at <http://www.cr.nps.gov/nr/research>.

- a. If, during the initial ground disturbing activities and construction work, there are archaeological/cultural materials unearthed (which shall include, but not be limited to: pottery, modified shell, flora, fauna, human remains, ceramics, stone tools or metal implements, dugout canoes or any other physical remains that could be associated with Native American cultures or early colonial or American settlement), the Permittee shall immediately stop all work in the vicinity and notify the Compliance and Review staff of the State Historic Preservation Office at 850-245- 6333 and the Corps Regulatory Archeologist at 904-232-3270 to assess the significance of the discovery and devise appropriate actions, including salvage operations. Based on the circumstances of the discovery, equity to all parties, and considerations of the public interest, the Corps may modify, suspend, or revoke the permit in accordance with 33 C.F.R. § 325.7.
 - b. In the unlikely event that human remains are identified, the remains will be treated in accordance with Section 872.05, Florida Statutes; all work in the vicinity shall immediately cease and the local law authority, and the State Archaeologist (850-245-6444) and the Corps Regulatory Archeologist at 904-232-3270 shall immediately be notified. Such activity shall not resume unless specifically authorized by the State Archaeologist and the Corps.
7. The Permittee is responsible for obtaining any “take” permits required under the U.S. Fish and Wildlife Service’s regulations governing compliance with these laws. The Permittee should contact the appropriate local office of the U.S. Fish and Wildlife Service to determine if such “take” permits are required for a particular activity.
8. Mangroves. The design and construction of a Project must comply with the following (Reference: JAXBO PDCs AP.3 and AP.12.):
 - a. All projects must be sited and designed to avoid or minimize impacts to mangroves.
 - b. Mangrove removal must be conducted in a manner that avoids any unnecessary removal and is limited to the following instances:
 - (1) Removal to install up to a 4-ft-wide walkway for a dock.
 - (2) Removal of mangroves above the mean high water line (MHWL) provided that the tree does not have any prop roots that extend into the water below the MHWL.
 - (3) Mangrove trimming. Mangrove trimming refers to the removal (using hand equipment such as chain saws and/or machetes) of lateral branches (i.e., no alteration of the trunk of the tree) in a manner that ensures survival of the tree.
 - (a) Projects with associated mangrove trimming waterward of the MHWL are authorized if the trimming: (a) occurs within the area where the authorized structures are placed or will be placed (i.e., removal of branches that overhang a dock or lift),
 - (b) is necessary to provide temporary construction access, and (c) is conducted in a

manner that avoids any unnecessary trimming.

(b) Projects proposing to remove red mangrove prop roots waterward of the MHWL are not authorized, except for removal to install the dock walkways as described above.

9. For Projects authorized under this SPGP VI in navigable waters of the U.S., the Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

10. Notifications to the Corps. For all authorizations under this SPGP VI, including Self-Certifications, the Permittee shall provide the following notifications to the Corps:

a. Commencement Notification. Within 10 days from the date of initiating the work authorized by this permit the Permittee shall submit a completed "Commencement Notification" form (Attachment 8).

b. Corps *Self-Certification Statement of Compliance* form. Within 60 days of completion of the work authorized by this permit, the Permittee shall complete the "Self-Certification Statement of Compliance" form (Attachment 9) and submit it to the Corps. In the event that the completed work deviates in any manner from the authorized work, the Permittee shall describe the deviations between the work authorized by this permit and the work as constructed on the "Self-Certification Statement of Compliance" form. The description of any deviations on the "Self-Certification Statement of Compliance" form does not constitute approval of any deviations by the Corps.

c. Permit Transfer. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form (Attachment 10).

d. Reporting Address. The Permittee shall submit all reports, notifications, documentation, and correspondence required by the general and special conditions of this permit to the following address.

(1) For standard mail: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, P.O. Box 4970, Jacksonville, FL, 32232-0019.

(2) For electronic mail: SAJ-RD-Enforcement@usace.army.mil (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2015-2575 on all submittals.

11. The District Engineer reserves the right to require that any request for authorization under this SPGP VI be evaluated as an Individual Permit. Conformance with the terms and conditions of the SPGP VI does not automatically guarantee Federal authorization.
12. On a case-by-case basis, the Corps may impose additional Special Conditions which are deemed necessary to minimize adverse environmental impacts.
13. Failure to comply with all conditions of the SPGP VI constitutes a violation of the Federal authorization.
14. The SPGP VI will be valid through the expiration date unless suspended or revoked by issuance of a public notice by the District Engineer. The Corps, in conjunction with the Federal resource agencies, will conduct periodic reviews to ensure that continuation of the permit during the period ending expiration date, is not contrary to the public interest. The SPGP VI will not be extended beyond the expiration date but may be replaced by a new SPGP. If revocation occurs, all future applications for activities covered by the SPGP VI will be evaluated by the Corps.
15. If the SPGP VI expires, is revoked, or is terminated prior to completion of the authorized work, authorization of activities which have commenced or are under contract to commence in reliance upon the SPGP VI will remain in effect provided the activity is completed within 12 months of the date the SPGP VI expired or was revoked.

Special Conditions for Shoreline Stabilization activities.

16. Shoreline stabilization structures other than vertical seawalls shall be no steeper than a 2 horizontal:1 vertical slope (Reference: JAXBO PDC A1.1.4.).
17. Placement of backfill is limited to those situations where it is necessary to level the land behind seawalls or riprap.
18. Living shoreline structures and permanent wave attenuation structures can only be constructed out of the following materials: oyster breakwaters, clean limestone boulders or stone (sometimes contained in metal baskets or cages to contain the material), small mangrove islands, biologs, coir, rock sills, and pre-fabricated structures made of concrete and rebar that are designed in a manner so that they do not trap sea turtles, smalltooth sawfish, or sturgeon (Reference: JAXBO PDC A7.5.).
 - a. Reef balls or similar structures are authorized if they are not open on the bottom, are open-bottom structures with a top opening of at least 4 ft, or are pre-fabricated structures, such as reef discs stacked on a pile, and are designed in a manner that would not entrap sea turtles.
 - b. Oyster reef materials shall be placed and constructed in a manner that ensures that

materials will remain stable and that prevents movement of materials to surrounding areas (e.g., oysters will be contained in bags or attached to mats and loose cultch must be surrounded by contained or bagged oysters or another stabilizing feature) (Reference: JAXBO PDC A7.2.).

c. Oyster reef materials shall be placed in designated locations only (i.e., the materials shall not be indiscriminately dumped or allowed to spread outside of the reef structure) (Reference: JAXBO PDC A7.3.)

d. Wave attenuation structures must have 5 ft gaps at least every 75 ft in length as measured parallel to the shoreline and at the sea floor, to allow for tidal flushing and species movement (Reference: JAXBO PDC A7.6.).

e. Other materials are not authorized by this SPGP VI (Reference: JAXBO PDC A7.5.).

Special Conditions for *Boat Ramp* activities.

19. Restrictions on Dredged Material and Disposal: Excavation is limited to the area necessary for site preparation. All excavated material shall be removed to an area that is not waters of the United States, as that term is defined and interpreted under the Clean Water Act, including wetlands (Reference: JAXBO PDC A6.2.).

20. Turbidity: The length of new boat ramps and repair and replacement of existing boat ramps to make them longer should ensure a water depth at the end of the ramp is deep enough to minimize sediment resuspension associated with launching vessels in shallow water (Reference: JAXBO PDC A6.5.).

Special Conditions for Docks, Piers, Associated Facilities, and other Minor Piling-Supported Structures.

21. Chickees must be less than 500 ft² and support no more than 2 slips (Reference: JAXBO PDC A2.1.6.).

22. The design and construction of a Project over marsh (emergent vegetation) must comply with the following:

a. The piling-supported structure shall be aligned so as to have the smallest over-marsh footprint as practicable.

b. The over-marsh portion of the piling-supported structure (decking) shall be elevated to at least 4 feet above the marsh floor.

c. The width of the piling-supported is limited to a maximum of 4 feet. Any exceptions to the width must be accompanied by an equal increase in height

requirement.

23. Mangroves. For pile-supported structures, the following additional requirements for mangroves found in the joint U.S. Army Corps of Engineers'/National Marine Fisheries Service's "Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat" U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11) shall apply:

- a. The width of the piling-supported structure is limited to a maximum of 4 feet.
- b. Mangrove clearing is restricted to the width of the piling-supported structure.
- c. The location and alignment of the piling-supported structure should be through the narrowest area of the mangrove fringe.

24. Regarding SAV, the design and construction of a Project must comply with the following:

a. A pile supported structure

(1) that is located on a natural waterbody (i.e. outside an artificial waterway that was excavated for boating access and is bordered by residential properties); and

(2) that is within the range of seagrass (estuarine waters within all coastal counties except for Nassau, Duval, St Johns, Flagler and Volusia north of Ponce Inlet), but outside of the range of Johnson's seagrass (the range of Johnson's seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida) will be constructed to the following standards:

(a) If no survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, then SAV is presumed present and the pile-supported structure must comply with, or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers'/National Marine Fisheries Service's "*Construction Guidelines in Florida for Minor Piling- Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat*" U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11). For the purposes of SPGP, two uncovered boatlifts are allowed.

(i) If the pile supported structure is currently serviceable, repair and replacement may occur in the same footprint without completion of a benthic survey.

(ii) Boatlifts and minor structures in Monroe County may be installed within existing boat slips without completion of a SAV survey. Boatlift accessory structures, like catwalks, shall adhere to "*Construction Guidelines in Florida for Minor Piling- Supported*

Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11) if a SAV survey has not been completed.

(iii) A marginal dock may be constructed a maximum of 5 feet overwater, as measured from the waterward face (wet face) of the seawall).

(b) If a survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, and SAV is present (including seagrass, tidal freshwater SAV and emergent vegetation), then the pile-supported structure must comply with, or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11). For the purposes of this permit, two uncovered boatlifts are allowed.

(i) If the pile supported structure is currently serviceable, repair and replacement may occur in the same footprint without completion of a benthic survey.

(ii) Boatlifts may be installed within existing boat slips without completion of a SAV survey.

(iii) A marginal dock may be constructed a maximum of 5 feet overwater, as measured from the waterward face (wet face) of the seawall).

(c) If a survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, and SAV is absent (including seagrass, tidal freshwater SAV and emergent vegetation), then no design restrictions are required and boatlifts may include a cover.

(d) A pile supported structure

(i) that is located on a natural waterbody (i.e. outside an artificial waterway that was excavated for boating access and is bordered by residential properties); and

(ii) that is within the range of Johnson’s seagrass (the range of Johnson’s seagrass is defined as Turkey Creek/Palm Bay south to central Biscayne Bay in the lagoon systems on the east coast of Florida) but not within Johnson’s seagrass critical habitat will be constructed to the following standards:

(iii) If no survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, then seagrass is presumed present and the pile-supported structure must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove

Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11) with the sole exception of the number of allowable boat lifts. For the purposes of this permit, two uncovered boatlifts are allowed.

(e) If a survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, and SAV is present (including seagrass, tidal freshwater SAV and emergent vegetation), THEN pile-supported structure must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11). For the purposes of this permit, two uncovered boatlifts are allowed.

(f) If a survey is performed in accordance with the methods described in the procedure section of this document, section I.3, and SAV is absent (including seagrass, tidal freshwater SAV and emergent vegetation), THEN no design restrictions are required and boatlifts may include a cover.

(g) A pile supported structure located within Johnson’s seagrass critical habitat will be constructed to the following standards:

(i) If no survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, then seagrass is presumed present and the pile-supported structure must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11) with the sole exception of the number of allowable boat lifts. For the purposes of this permit, two uncovered boatlifts are allowed.

(ii) If a survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, and SAV is absent and the project is

1. A dock replacement in the same footprint, no design restrictions are required.
2. A new dock or dock expansion THEN pile-supported structure must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers’/National Marine Fisheries Service’s “Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat” U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11). For the purposes of this permit, two uncovered boatlifts are allowed.

(iii) If a survey is performed in accordance with the methods described in the Procedure section of this document, section I.3, and SAV is present (including seagrass, tidal freshwater SAV and emergent vegetation), then pile-supported structure must comply with or provide a higher level of protection than, the protective criteria in the joint U.S. Army Corps of Engineers'/National Marine Fisheries Service's "Construction Guidelines in Florida for Minor Piling-Supported Structures Constructed in or over Submerged Aquatic Vegetation (SAV), Marsh or Mangrove Habitat" U.S. Army Corps of Engineers/National Marine Fisheries Service updated November 2017 (Attachment 11). For the purposes of this permit, two uncovered boatlifts are allowed.

25. North Atlantic Right Whale. The attached North Atlantic Right Whale Information Form (Attachment 30) describes the presence of North Atlantic right whales in the area and the Federal regulations governing the approach to North Atlantic right whales. The FDEP or Designee will attach the North Atlantic Right Whale Information Form to their authorizations for any dock project (new construction, repair, or replacement) at a private residence located within 11 nautical miles of an inlet that leads to areas within the known range of North Atlantic right whale. These zones, with an 11 nm radius, are described by the North Atlantic Right Whale Educational Sign Zones, Attachment 7 (from Section 2.1.1.4 of JAXBO, pages 31 and 32, inclusive). (Reference JAXBO PDC A2.4).
26. Educational Signs. For commercial, multi-family, or public facilities, and marine events, signs must be posted as described below (Reference: These replicate JAXBO PDCs A.2.2 and A.2.2.1 to A.2.2.3., inclusive, within the table PDCs Specific to Activity 2 - Pile Supported Structures and Anchored Buoys, starting on page 112.):
- a. For commercial, multi-family, or public facilities, and marine events, signs must be posted in a visible location(s), alerting users of listed species in the area susceptible to vessel strikes and hook-and-line captures. The most current version of the signs that must be downloaded and sign installation guidance are available at: (<https://www.fisheries.noaa.gov/southeast/consultations/protected-species-educational-signs>). The signs required to be posted by area are stated below: <https://www.fisheries.noaa.gov/southeast/consultations/protected-species-educational-signs>
- (1) All projects in Florida shall use the Save Sea Turtle, Sawfish, and Dolphin sign. These signs shall include contact information to the sea turtle and marine mammal stranding networks and smalltooth sawfish encounter database.
- (2) Projects within the North Atlantic right whale educational sign zone shall post the Help Protect North Atlantic Right Whales sign.
- (3) On the east coast of Florida, projects located within the St. Johns River and those occurring north of the St. Johns River to the Florida-Georgia line shall post the Report Sturgeon sign. On the west coast of Florida, projects occurring from the Cedar

Key, Florida north to the Florida-Alabama line.

27. Monofilament Recycling Bins. For commercial, multi-family, or public facilities, monofilament recycling bins must be provided as described below (Reference: The below replicates PDC A.2.3 within the table PDCs Specific to Activity 2 –Pile Supported Structures and Anchored Buoys, the PDC itself on page 113 of the JAXBO.):
- a. For commercial, multi-family, or public facilities, monofilament recycling bins must be provided at the docking facility to reduce the risk of turtle or sawfish entanglement in, or ingestion of, marine debris. Monofilament recycling bins must:
- (1) Be constructed and labeled according to the instructions provided at <http://mrrp.myfwc.com>.
- (2) Be maintained in working order and emptied frequently (according to <http://mrrp.myfwc.com> standards) so that they do not overflow.
28. Lighting for docks installed within visible distance of ocean beaches. If lighting is necessary, then turtle-friendly lighting shall be installed. Turtle-friendly lighting is explained and examples are provided on the Florida Fish and Wildlife Conservation Commission website: <http://myfwc.com/wildlifehabitats/managed/sea-turtles/lighting/> (Reference: JAXBO PDC A2.8.).
29. Construction Location. Project construction shall take place from uplands or from floating equipment (e.g., barge); prop or wheel-washing is prohibited (Reference: JAXBO PDC A2.9.).
30. Aids to Navigation (ATONs). ATONs must be approved by and installed in accordance with the requirements of the U.S. Coast Guard (i.e., 33 C.F.R., chapter I, subchapter C, part 66, Section 10 of the Rivers and Harbors Act, and any other pertinent requirements) (Reference: JAXBO PDC A2.5.).
31. Aids to Navigation (ATONs) in Acropora critical habitat. The distance from ATONs to ESA-listed corals and Acropora critical habitat (Attachment 20) shall ensure there are no impacts to the corals or the essential feature of Acropora critical habitat from the movement of buoys and tackle. The appropriate distance shall be based on the size of the anchor chain or other tackle to be installed to secure the buoy to its anchor, particularly when the design of the ATON does not prohibit the contact of tackle with the marine bottom. In all cases, buoy tackle will include flotation to ensure there is no contact between the anchor chain or line and the marine bottom (Reference: JAXBO PDC A2.10.).
32. Within Loggerhead sea turtle critical habitat (Reference: JAXBO PDC A2.15.):
- (1) ATONs (pile-supported and anchored buoys) are allowed in nearshore reproductive habitat of the Northwest Atlantic Distinct Population Segment (NWA DPS) of loggerhead sea turtle critical habitat.

- (2) No other pile-supported structures are allowed in nearshore reproductive habitat.

Special Conditions for *Derelict vessels*

33. Visual confirmation (e.g., divers, swimmers, and camera) will be completed prior to removal to ensure that the item can be removed without causing further damage to aquatic natural resources.
34. Coral. If an item cannot be removed without causing harm to surrounding coral (ESA listed or non-listed), the item will be disassembled as much as practicable so that it no longer can accidentally harm or trap species.
35. Monofilament debris will be carefully cut loose from coral (ESA listed or non-listed) so as not to cause further harm. Under no circumstance will line be pulled through coral since this could cause breakage of coral.
36. Marine debris removal methods. Marine debris shall be lifted straight up and not be dragged through seagrass beds, coral reefs, coral, or hard bottom habitats. Trawling also cannot be used as a means of marine debris removal. Debris shall be properly disposed of in appropriate facilities in accordance with applicable federal and state requirements.
37. An absorbent blanket or boom shall be immediately deployed on the surface of the water around any derelict vessel to be removed if fuel, oil, or other free-floating pollutants are observed during the work.

Special Conditions for *Scientific Devices*

38. Aquatic Life Passage. The scientific survey device, including any related equipment and anchors, shall not block access of species to an area. For example, the structures shall not prevent movement in or out of a river or channel.
39. Restoring Affected Area. No later than 24 months after initial installation or upon completion of data acquisition, whichever comes first, the measuring device and any other structure or fills associated with that device (e.g., anchors, buoys, lines) must be removed and the site must be restored to pre-construction conditions.
40. Preventing Device Relocation. The scientific survey device, including any related equipment and anchors, shall be inspected and any required maintenance performed at least twice a year and following storm events that may have moved or dislodged the structure to ensure that equipment and anchors are still in place and have not moved to areas containing ESA-listed corals.

General Conditions for All Projects:

1. The time limit for completing the work authorized ends on July 27, 2026.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit, you must obtain the signature of the new owner on the enclosed form (Attachment 10) and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit.
6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Further Information:

1. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal projects.
2. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
 - a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.

- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
 - c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
 - d. Design or Construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
- 3. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
- 4. Reevaluation of Permit Decision: This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
 - b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (see 3 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.
- 5. Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CER 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.
- 6. When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date the enclosed form.
- 7. The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized

representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the U.S. Army Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal, relocation or alteration.

Department of the Army Permit Transfer for SPGP VI-R1

PERMITEE: _____

PERMIT NUMBER: _____ DATE: _____

ADDRESS/LOCATION OF PROJECT:

(Subdivision)

(Lot)

(Block)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Branch, Post Office Box 4970, Jacksonville, FL 32232-0019.

(Transferee Signature)

(Date)

(Name Printed)

(Street address)

(Mailing address)

(City, State, Zip Code)

STANDARD MANATEE CONDITIONS FOR IN-WATER WORK 2011

The permittee shall comply with the following conditions intended to protect manatees from direct project effects:

- a. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees which are protected under the Marine Mammal Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.
- b. All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while in the immediate area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
- c. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
- d. All on-site project personnel are responsible for observing water-related activities for the presence of manatee(s). All in-water operations, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.
- e. Any collision with or injury to a manatee shall be reported immediately to the FWC Hotline at 1-888-404-3922. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida, and to FWC at ImperiledSpecies@myFWC.com
- f. Temporary signs concerning manatees shall be posted prior to and during all in-water project activities. All signs are to be removed by the permittee upon completion of the project. Temporary signs that have already been approved for this use by the Florida Fish and Wildlife Conservation Commission (FWC) must be used (see MyFWC.com/manatee). One sign which reads *Caution: Boaters* must be posted. A second sign measuring at least 8 1/2" by 11" explaining the requirements for "Idle Speed/No Wake" and the shut down of in-water operations must be posted in a location prominently visible to all personnel engaged in water-related activities. Questions concerning these signs can be sent to the email address listed above.

CAUTION: MANATEE HABITAT

All project vessels

IDLE SPEED / NO WAKE

When a manatee is within 50 feet of work
all in-water activities must

SHUT DOWN

Report any collision with or injury to a manatee:

Wildlife Alert:



1-888-404-FWCC(3922)

cell *FWC or #FWC



**UNITED STATES DEPARTMENT OF
COMMERCE**

**National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE**

Southeast Regional Office
263 13th Avenue South
St. Petersburg, FL 33701

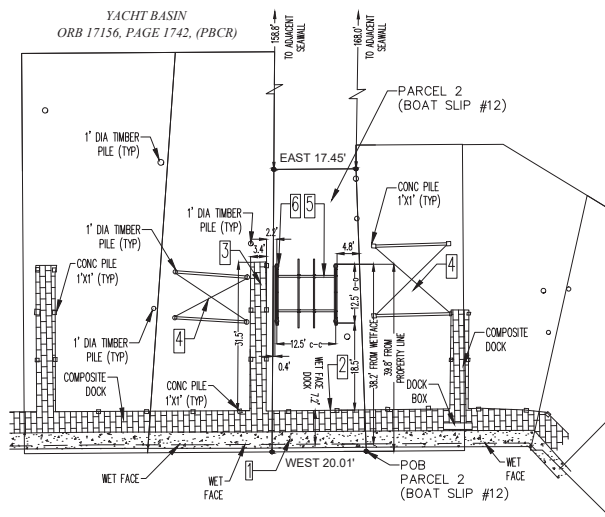
SEA TURTLE AND SMALLTOOTH SAWFISH CONSTRUCTION CONDITIONS

The permittee shall comply with the following protected species construction conditions:

- a. The permittee shall instruct all personnel associated with the project of the potential presence of these species and the need to avoid collisions with sea turtles and smalltooth sawfish. All construction personnel are responsible for observing water-related activities for the presence of these species.
- b. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing sea turtles or smalltooth sawfish, which are protected under the Endangered Species Act of 1973.
- c. Siltation barriers shall be made of material in which a sea turtle or smalltooth sawfish cannot become entangled, be properly secured, and be regularly monitored to avoid protected species entrapment. Barriers may not block sea turtle or smalltooth sawfish entry to or exit from designated critical habitat without prior agreement from the National Marine Fisheries Service's Protected Resources Division, St. Petersburg, Florida.
- d. All vessels associated with the construction project shall operate at "no wake/idle" speeds at all times while in the construction area and while in water depths where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will preferentially follow deep-water routes (e.g., marked channels) whenever possible.
- e. If a sea turtle or smalltooth sawfish is seen within 100 yards of the active daily construction/dredging operation or vessel movement, all appropriate precautions shall be implemented to ensure its protection. These precautions shall include cessation of operation of any moving equipment closer than 50 feet of a sea turtle or smalltooth sawfish. Operation of any mechanical construction equipment shall cease immediately if a sea turtle or smalltooth sawfish is seen within a 50-ft radius of the equipment. Activities may not resume until the protected species has departed the project area of its own volition.
- f. Any collision with and/or injury to a sea turtle or smalltooth sawfish shall be reported immediately to the National Marine Fisheries Service's Protected Resources Division (727-824-5312) and the local authorized sea turtle stranding/rescue organization.

- g. Any special construction conditions, required of your specific project, outside these general conditions, if applicable, will be addressed in the primary consultation.
- h. Any collision(s) with and/or injuries to any whale, or sturgeon occurring during the construction of a project, shall be reported immediately to NMFS's Protected Resources Division (PRD) at (727-824-5312).
- i. Reports to NMFS's Protected Resources Division (PRD) may be made by email to takereport.nmfs@noaa.gov.
- j. Sea turtle and marine stranding/rescue organizations' contact information is available by region at <http://www.nmfs.noaa.gov/pr/health/networks.htm>.
- k. Smalltooth sawfish encounters shall be reported to <http://www.flmnh.ufl.edu/fish/sharks/sawfish/sawfishencounters.html>.
- l. All work must occur during daylight hours.






BRAEMAR ISLES CONDOMINIUM
4740 SOUTH OCEAN BOULEVARD
HIGHLAND BEACH FLORIDA, 33487
OFFICIAL RECORDS BOOK 3644, PAGE 1731
PALM BEACH COUNTY RECORDS

PROPOSED CONDITIONS
SCALE: NOT TO SCALE

- PROPOSED LAYOUT IDENTIFICATION:**
1. EXISTING 3.5' WIDE CONCRETE SEAWALL CAP TO REMAIN
 2. EXISTING 4.5' WOOD MARGINAL DOCK TO REMAIN
 3. EXISTING 31.5' x 4' WOOD PIER IN ADJACENT SLIP TO REMAIN
 4. EXISTING LIGHTS IN ADJACENT SLIPS TO REMAIN
 5. PROPOSED 1000lb 4-POST BOAT LIFT
 6. PROPOSED 10" DIA. WOOD PILES (TYP OF 4)



Seal of the Florida Department of Environmental Protection. The seal is circular with the text "DEPARTMENT OF ENVIRONMENTAL PROTECTION" around the top and "STATE OF FLORIDA" around the bottom. In the center, it reads "Permit Number" above the number "50-378919-004-EE", which is underlined, and "Southeast District" below it.

PREPARED FOR:
**B & M MARINE
CONSTRUCTION, INC.**
1211 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

BOAT LIFT FOR:
HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
FIVEGLAND BEACH, FL.

[illegible]

2/2/2024

JOB NO: 19-2165

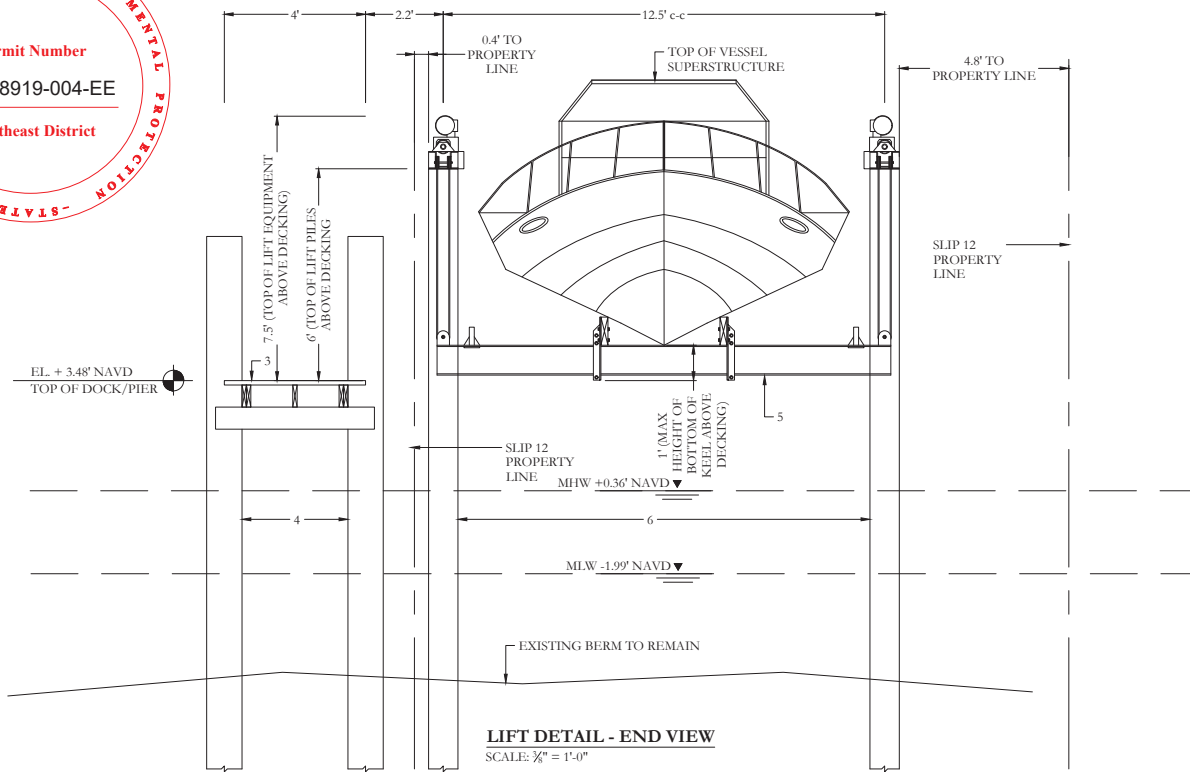
SHT-1

1 of 4



PROPOSED LIFT IDENTIFICATION:

1. EXISTING SEAWALL PANELS, CAP AND PILES TO REMAIN
2. EXISTING WOOD FRAMED DOCK TO REMAIN
3. EXISTING WOOD FRAMED PIER TO REMAIN
4. EXISTING CONCRETE DOCK/PIER PILES TO REMAIN
5. PROPOSED 10000lb 4-POST BOAT LIFT
6. PROPOSED 10" DIA. WOOD LIFT PILE (TYP OF 4)



LIFT DETAIL - END VIEW

SCALE: 3/8" = 1'-0"

Mark E. Weber, P.E.

LICENSE #53895 | CA 30702
MW ENGINEERING, INC.
902 NE 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-0877
WWW.MWEngineering.net

PREPARED FOR:
B & M MARINE
CONSTRUCTION, INC.
121 South 88th St, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CCG02520

BOAT LIFT FOR:
HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
1 HIGHLAND BEACH, FL

DATE	NOTES/REVISIONS

SCALE: AS SHOWN
DATE: 2/27/2024

JOB No: 19-2163

SHT-

2 of 4

1. EXISTING SEAWALL PANELS, CAP AND PILES TO REMAIN
2. EXISTING WOOD FRAMED DOCK TO REMAIN
3. EXISTING WOOD FRAMED PIER TO REMAIN
4. EXISTING CONCRETE DOCK/PIER PILES TO REMAIN
5. PROPOSED 10000lb 4-POST BOAT LIFT
6. PROPOSED 10" DIA. WOOD LIFT PILE (TYP OF 4)



**B & M MARINE
CONSTRUCTION, INC.**
1211 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
HIGHLAND BEACH, FL.

[illegible]

SCALE:	AS SHOWN
DATE:	2/27/2024

OB No. 19-2165

3 of 4

GENERAL NOTES:

1. Construction to follow the Florida Building Code 8th Edition (2023) and 2020 NEC and amendments as applicable and all Local, State and Federal Laws.
2. Licensed contractor shall verify the existing conditions prior to the commencement of the work. Any conflicts or omissions between existing conditions or the various elements of the working drawing shall be brought to the attention of the Engineer prior to the commencement of the work. The Licensed Contractor and all subcontractors are responsible for all lines, elevations, and measurements in connection with their work.
3. Do not scale drawings for dimensions.
4. Any deviation and/or substitution from the information provided herein shall be submitted to the Engineer for approval prior to commencement of work.
5. All unanticipated or unforeseen demolition and/or new construction conditions which require deviation from the plans and notes herein shall be reported to the Engineer prior to commencement of work.
6. All new work and/or materials shall conform to all requirements of each administrative body having jurisdiction in each appertaining circumstance.
7. All new materials and/or patchwork shall be provided to match existing materials and/or adjoining work where practical except as specifically noted herein.
8. Licensed Contractor to shall use all possible care to protect all existing materials, surfaces, and furnishings from damage during all phases of construction.
9. Licensed Contractor to verify location of existing utilities prior to commencing work.
10. The Licensed contractor to install and remove all shoring and bracing as required for the proper execution of the work.
11. Licensed Contractor to obtain all permits as necessary from all Local, State, and Federal agencies.
12. Turbidity barriers to be marked with site contractor's company name using permanent markings no smaller than 3 inches in height on the top of the barrier.

CONCRETE NOTES: (IF CONCRETE STRUCTURES ARE INSTALLED)

1. Concrete shall conform to ACI 318-14 and shall be regular weight, sulfate resistant, with a design strength of 5000 psi at 28 days with a maximum water-cementitious materials ratio, by weight aggregate concrete of 0.40.
2. Owner shall employ and pay for testing services from an independent testing laboratory for concrete sampling and testing in accordance with ASTM.
3. Licensed contractor is responsible for the adequacy of forms and shoring and for safe practice in their use and removal.
4. Concrete cover shall be 3" unless otherwise noted on the approved drawings.
5. Reinforcing steel shall be in conformance with the latest version of ASTM A615 Grade 60 specifications. All reinforcement shall be placed in accordance with ACI 315 and ACI Manual of Standard Practice.
6. Splices in reinforcing bars shall be not be less than 48 bar diameters and reinforcing shall be continuous around all corners and changes in direction. Continuity shall be provided at corners or changes in direction by bending the longitudinal steel around the corner 48 bar diameters.
7. Defective, cracked or loose concrete areas must be cut out, the rebar must be cleaned, coated with zinc and repaired with at least 3" of exsposy-concrete mix or gunnite concrete with sulfate-resistant cement.
8. For cap overpours, dowel and epoxy #5 bars or L-bars into top and/or front of existing cap, staggered @ 24" o.c., min. 4" embedment.

SHORING NOTE: (IF EXISTING SEAWALL IS TO BE REMOVED AND REPLACED)

1. Contractor of record and permit holder responsible for all shoring. Until provisions for permanent support have been made, all excavations shall be properly guarded and protected so as to prevent them from becoming dangerous to life and property and shall be sheet piled, braced and/or shored, where necessary, to prevent the adjoining earth from caving in; such protection to be provided by the person causing the excavation to be made. All excavations shall comply with the minimum requirements of the Florida Building Code, and Florida Statute 553.60, "Trench Safety Act," and 29-cfr1926-650 (p) "Occupational Safety and Health Administration Excavation Safety Act."

PILE DRIVING: (IF PILES NEW ARE INSTALLED)

1. Piles shall be driven using an approved cushion block consisting of material so arranged so as to provide the transmission of hammer energy.
2. Piles shall be driven to a minimum allowable bearing capacity of 10 tons for wood, and 25 tons for concrete, and 5 tons for pin piles, a minimum of 8' into berm or refusal.
3. Piles shall be driven with a drop hammer or gravity hammer provided the hammer shall weight no less than 3,000 pounds, and the fall of the hammer shall not exceed 6'.
4. Piles shall be driven with a variation of not more than $\frac{1}{4}$ inch per foot from the vertical, or from the batter line indicated, with a maximum variation of the head of the pile from the position shown on the plans of not more than three inches.
5. Where piling must penetrate strata offering high resistance to driving, the structural engineer of record or special inspector may require that the piles be set in pre-drilled or punched holes. The piles shall reach their final penetration by driving.

CONCRETE PILE NOTES: (IF CONCRETE PILES ARE INSTALLED)

1. Concrete piles shall attain 5000 psi compressive strength in 28 days.
2. Concrete piles shall be reinforced with four - $\frac{7}{8}$ " O lo-lax strands, 270 kips, and 5 ga. spiral ties.
3. Concrete piles shall be 12"x12" square, minimum length of 20'.
4. Concrete piles shall be cut to leave strands exposed a min. of 18" and tied to dock or cap steel.
5. For all prestressed pilings, extend pilings strands a min. of 18" into cap/dock slab steel or cut strands even w/ top of pilings & dowel & epoxy (2) #5 L-bars, 12" long w/ 12" bend, into top of pilings, w/ a min. of 4" embedment.
6. New batter and vertical pilings and panels to have a minimum 4" penetration into the new cap form. New dock pilings to have a minimum 3" penetration into the new dock slab form.

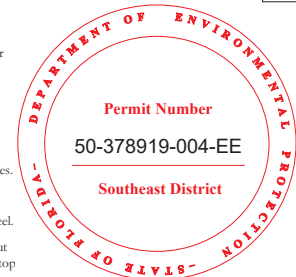
WOOD PILES NOTES: (IF WOOD PILES ARE INSTALLED)

1. Wood piles to be 2.5lb CCA treated in accordance with AWWA Standard C18.
2. Wood piles shall be a minimum diameter of 10"; Miami Dade County requires minimum diameter of 12".

WOOD DOCK/PIER NOTES: (IF WOOD STRUCTURES ARE INSTALLED)

1. All materials to be pressure treated pine unless otherwise noted.
2. All frame work materials to be Southern Yellow Pine Grade #1, Fb=1200 PSI and Fv=175 PSI.
3. All decking materials to be grade #1 unless otherwise noted.
4. All hardware to be Stainless Steel or Galvanized unless otherwise noted.

Mark E. Weber, P.E.
LICENSE #53895 | CA 30702
MW ENGINEERING, INC.
902 NE 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-6877
WWW.MWEngineering.net



PREPARED FOR:
B & M MARINE
CONSTRUCTION, INC.
121 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CCG02820

BOAT LIFT FOR:
HAMUY RESIDENCE
1017 GRAND COURT
SUITE 12
HIGHLAND BEACH, FL

DATE	NOTES/REVISIONS

SCALE: AS SHOWN

DATE: 2/27/2024

JOB No: 19-2143

SHT-4

4 of 4

SUBJECT PROPERTY:

BRAEMAR ISLES CONDOMINIUM
4740 SOUTH OCEAN BOULEVARD ,HIGHLAND BEACH FLORIDA, 33487
BOAT SLIP #12
SEE SHEET 2 OF 2 FOR THE LEGAL DESCRIPTION

RECEIVED

MAY 20 2024

HIGHLAND BEACH
BUILDING DEPARTMENT



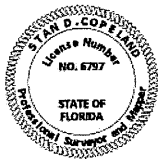
LOCATION MAP (NTS) HIGHLAND BEACH, FLORIDA
4740 SOUTH OCEAN BOULEVARD

SURVEY NOTES:

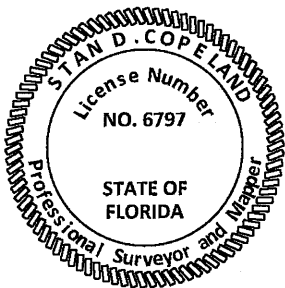
- 1. THIS SURVEY REPRESENTS AN SPECIFIC PURPOSE SURVEY AS DEFINED IN THE STANDARDS OF PRACTICE FOR SURVEYING AND MAPPING IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE.
- 2. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SEALED WITH AN EMBOSSED SEAL OR SECURE ELECTRONIC SEAL OF THE UNDERSIGNED.
- 3. THIS SURVEY IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED EMBOSSED SEAL OF THE UNDERSIGNED SURVEYOR OR SECURE ELECTRONIC SIGNATURE.
- 4. NO SEARCH OF THE PUBLIC RECORDS WAS PERFORMED FOR EASEMENTS, ENCUMBRANCES OR OTHER INSTRUMENTS OF RECORD OTHER THAN THOSE SHOWN HEREON WHICH MAY AFFECT THIS PARCEL OF LAND.
- 5. THIS SURVEY IS INTENDED TO BE DISPLAYED AT SCALE OF 1 INCH EQUALS 20 FEET OR SMALLER.
- 6. THIS IS NOT A BOUNDARY SURVEY.
- 7. UNDERGROUND UTILITIES WERE NOT LOCATED AS PART OF THIS SURVEY.
- 8. ULOCATIONS OF ALL IMPROVEMENTS WERE OBTAINED USING REAL TIME KINEMATIC GPS METHODOLOGIES WITH BROADCAST CORRECTIONS FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION REFERENCE NETWORK AND ARE ACCURATE TO THIRD ORDER, CLASS II.
- 9. ANY ELEVATIONS SHOWN ARE RELATIVE TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD-88).

CERTIFICATION:

I HEREBY CERTIFY THAT THE ATTACHED SPECIFIC PURPOSE SURVEY OF THE HEREON DESCRIBED PROPERTY IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AS SURVEYED UNDER MY DIRECTION ON FEBRUARY 16TH, 2024 I FURTHER CERTIFY THAT THIS SPECIFIC PURPOSE SURVEY MEETS THE STANDARDS OF PRACTICE SET FORTH IN CHAPTER 5J-17 ADOPTED BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO FLORIDA STATUTE 472.027.



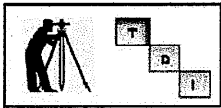
Digitally signed by Stanley Copeland
DN: c=US, serialNumber=AATL20230406293170,
cn=Stanley Copeland, email=stan@tdisurvey.com
Date: 2024.02.19 12:36:59 -05'00'



ABBREVIATIONS/LEGEND	
PL	PROPERTY LINE
PSM	PROFESSIONAL LAND SURVEYOR
PBCR	PALM BEACH COUNTY RECORDS
IR	IRON ROAD
CONC	CONCRETE
PROP	PROPERTY
D	DELTA ANGLE
L	ARC LENGTH
R	RADIUS
R/W	RIGHT OF WAY
LB	LICENSED BUSINESS
IP	IRON PIPE
FND	FOUND
ELEV	ELEVATION (NAVD-88) FT
POB	POINT OF BEGINNING
POC	POINT OF COMMENCMENT
ORB	OFFICAL RECORD BOOK
PG	PAGE

STAN D. COPELAND, PSM – FLORIDA REGISTRATION NUMBER 6797
FEBRUARY 19TH, 2024

PREPARED BY:



TECHNICAL DISCIPLINES, INC. (LB 8123)
1533 SE 8TH TERRACE
DEERFIELD BEACH, FLORIDA 33441
954-850-2008

PREPARED FOR:

B&M MARINE CONSTRUCTION
1211 S. MILITARY TRAIL, STE 200
DEERFIELD BEACH, FL 33442

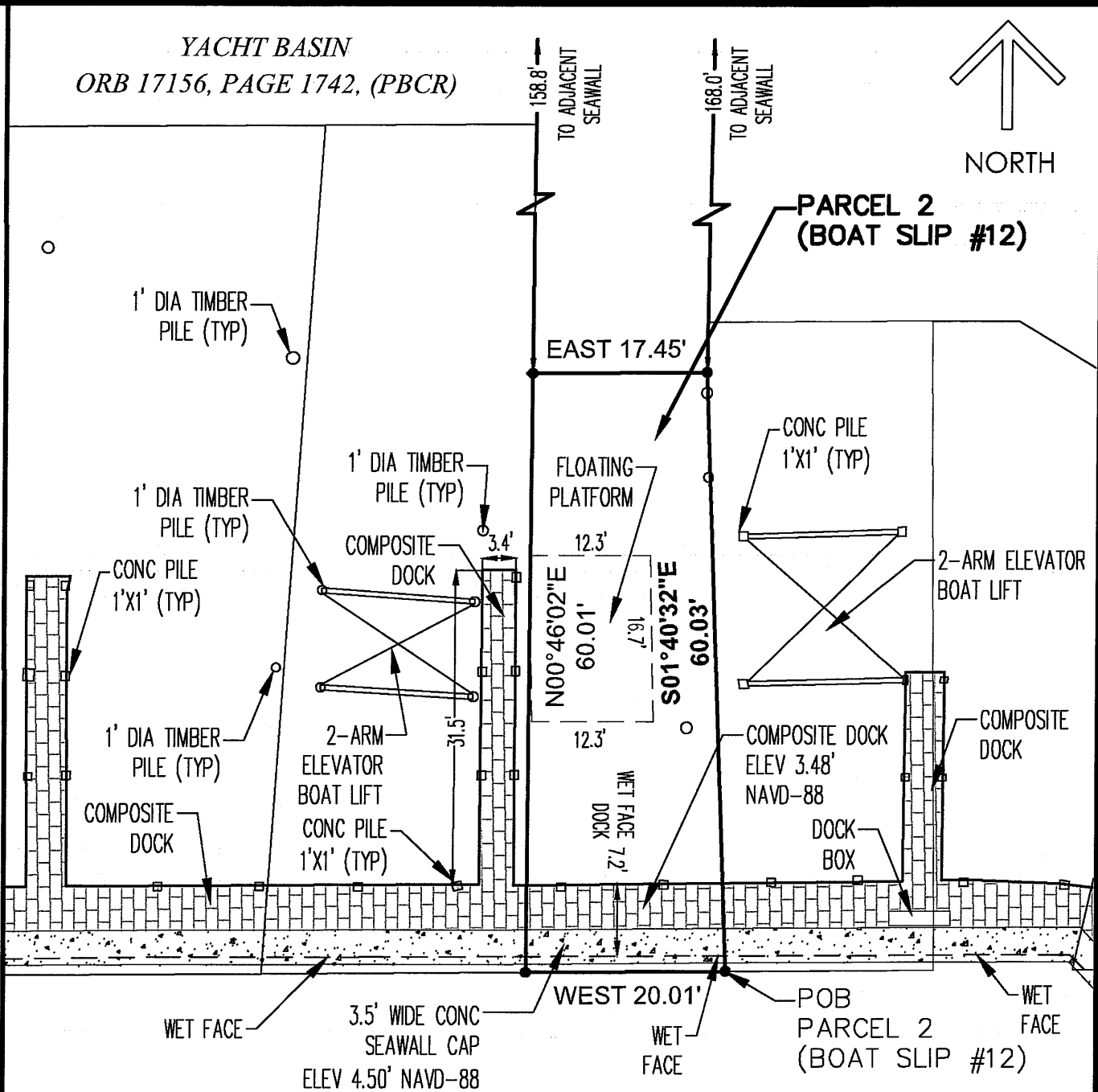
SPECIFIC PURPOSE SURVEY

BOAT SLIP 12, PARCEL 2 (ORB 29099, PG 259), PBCR
1017 GRAND COURT, HIGHLAND BEACH, FLORIDA, 33487

DRAWING NO.:	TDI-1582	JOB NO.:	TDI-1582-SP
DRAWN BY:	HM	CHECKED BY:	SDC
SCALE:	AS SHOWN	DATE:	2/19/24
		SHEET	1 OF 2

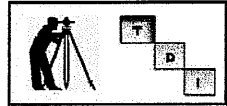
LEGAL DESCRIPTION:

PARCEL 2: BOAT SLIP #12:
A PARCEL OF LAND IN SECTION 9, TOWNSHIP 47 SOUTH, RANGE 43 EAST, PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH LINE OF SAID SECTION 9 AND THE WEST RIGHT-OF-WAY LINE OF STATE ROAD A-1-A AS LAID OUT AND NOW IN USE (100 FOOT RIGHT-OF-WAY); THENCE SOUTH 89°52'10" WEST ALONG SAID NORTH LINE OF SECTION 9, A DISTANCE OF 228.33 FEET; THENCE SOUTH 11°00'00" WEST, ALONG THE MOST WESTERLY WEST LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 3423, PAGE 1629 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, A DISTANCE OF 238.08 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 3861, PAGE 457 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE NORTH 79°00'00" WEST ALONG SAID NORTH LINE, A DISTANCE OF 40.00 FEET; THENCE SOUTH 11°00'00" WEST, A DISTANCE OF 241.48 FEET; THENCE SOUTH 00°06'22" WEST, A DISTANCE OF 43.22 FEET TO A POINT OF CURVATURE OF A CIRCULAR CURVE CONCAVE TO THE NORTHWEST HAVING A RADIUS OF 15.00 FEET AND A CENTRAL ANGLE OF 90°00'00"; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE AN ARC DISTANCE OF 23.56 FEET TO A POINT OF TANGENCY; THENCE NORTH 89°53'38" WEST, A DISTANCE OF 45.31 FEET; THENCE NORTH 87°51'34" WEST, A DISTANCE OF 100.98 FEET TO A POINT ON THE MOST EASTERLY EAST LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 3644, PAGE 1731 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, THE LAST FIVE DESCRIBED COURSES BEING COINCIDENT WITH THE BOUNDARY OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 3861, PAGE 457 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA; THENCE NORTH 02°08'21" EAST ALONG SAID EAST LINE, A DISTANCE OF 9.92 FEET; THENCE SOUTH 47°08'22" WEST, A DISTANCE OF 14.14 FEET; THENCE NORTH 87°51'38" WEST, A DISTANCE OF 65.18 FEET; THENCE NORTH 43°55'49" WEST, A DISTANCE OF 14.40 FEET; THENCE NORTH A DISTANCE OF 19.31 FEET; THENCE NORTH 45°00'00" EAST, A DISTANCE OF 7.00 FEET; THENCE NORTH, A DISTANCE OF 40.00 FEET; THENCE NORTH 45°00'00" WEST, A DISTANCE OF 28.78 FEET; THENCE WEST, A DISTANCE OF 37.40 FEET TO THE POINT OF BEGINNING, THE LAST SEVEN DESCRIBED COURSES BEING COINCIDENT WITH THE BOUNDARY OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 3644, PAGE 1731 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, THENCE CONTINUING WEST ALONG SAID BOUNDARY, A DISTANCE OF 20.01 FEET; THENCE NORTH 00°46'02" EAST, A DISTANCE OF 60.01 FEET; THENCE EAST A DISTANCE OF 17.45 FEET; THENCE SOUTH 01°40'32" EAST, A DISTANCE OF 60.03 FEET TO THE POINT OF BEGINNING.

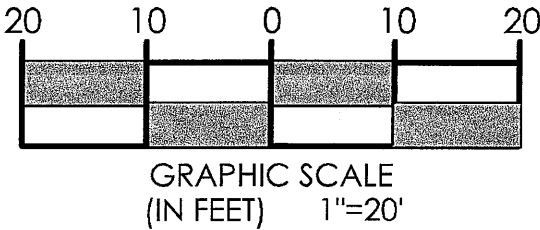


BRAEMAR ISLES CONDOMINIUM
4740 SOUTH OCEAN BOULEVARD
HIGHLAND BEACH FLORIDA, 33487
OFFICIAL RECORDS BOOK 3644, PAGE 1731
PALM BEACH COUNTY RECORDS

PREPARED BY:



TECHNICAL DISCIPLINES, INC. (LB 8123)
1533 SE 8TH TERRACE
DEERFIELD BEACH, FLORIDA 33441
954-850-2008



SPECIFIC PURPOSE SURVEY

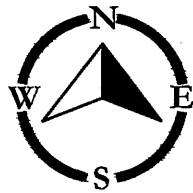
BOAT SLIP 12, PARCEL 2 (ORB 29099, PG 259), PBCR
1017 GRAND COURT, HIGHLAND BEACH, FLORIDA, 33487

DRAWING NO.: TDI-1582	JOB NO.: TDI-1582-SP
DRAWN BY: HM	CHECKED BY: SDC
SCALE: AS SHOWN	DATE: 2/19/24
SHEET 2 OF 2	

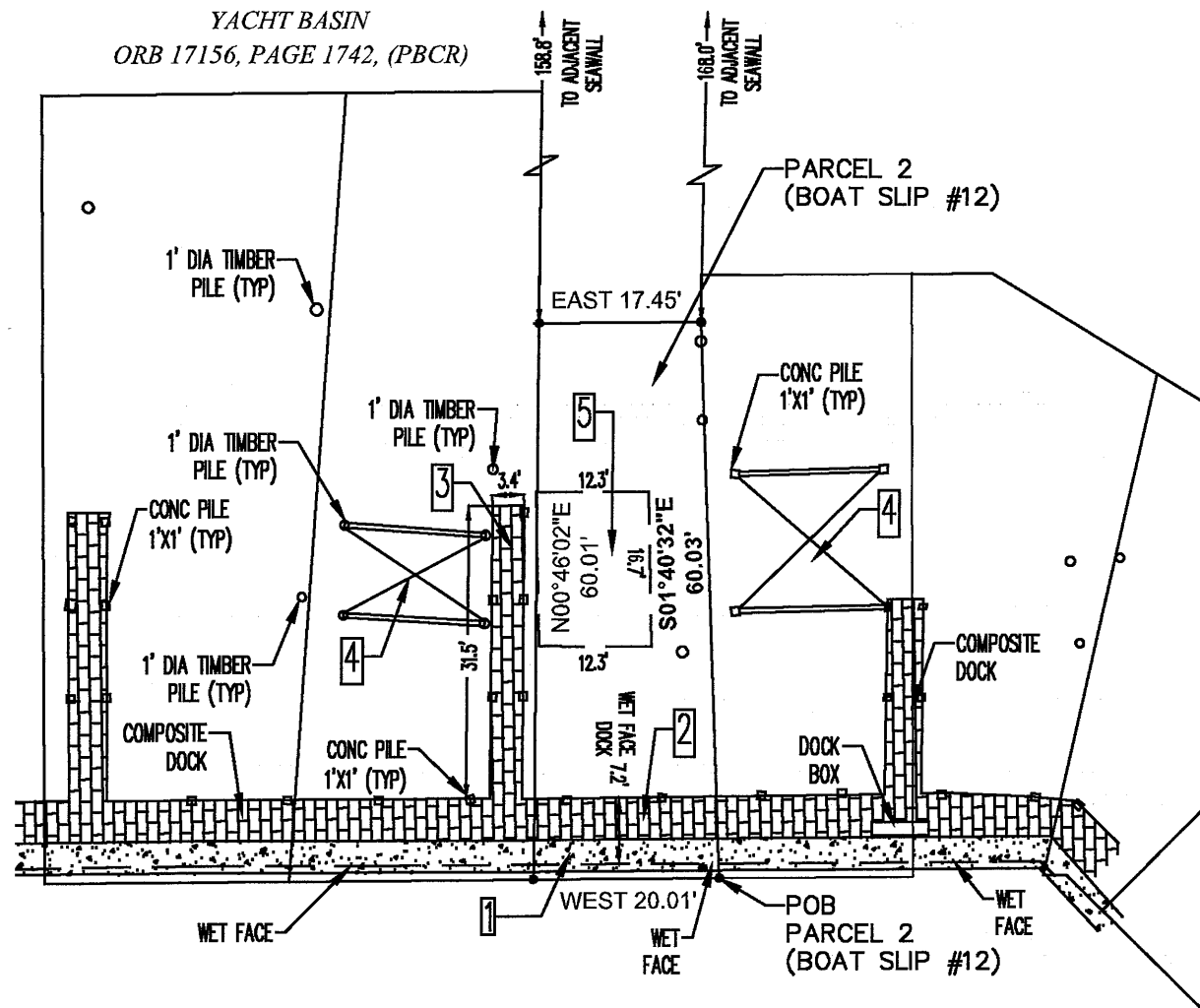
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HIGHLAND BEACH
BUILDING DEPARTMENT



YACHT BASIN
ORB 17156, PAGE 1742, (PBCR)



BRAEMAR ISLES CONDOMINIUM
4740 SOUTH OCEAN BOULEVARD
HIGHLAND BEACH FLORIDA, 33487

OFFICIAL RECORDS BOOK 3644, PAGE 1731
PALM BEACH COUNTY RECORDS

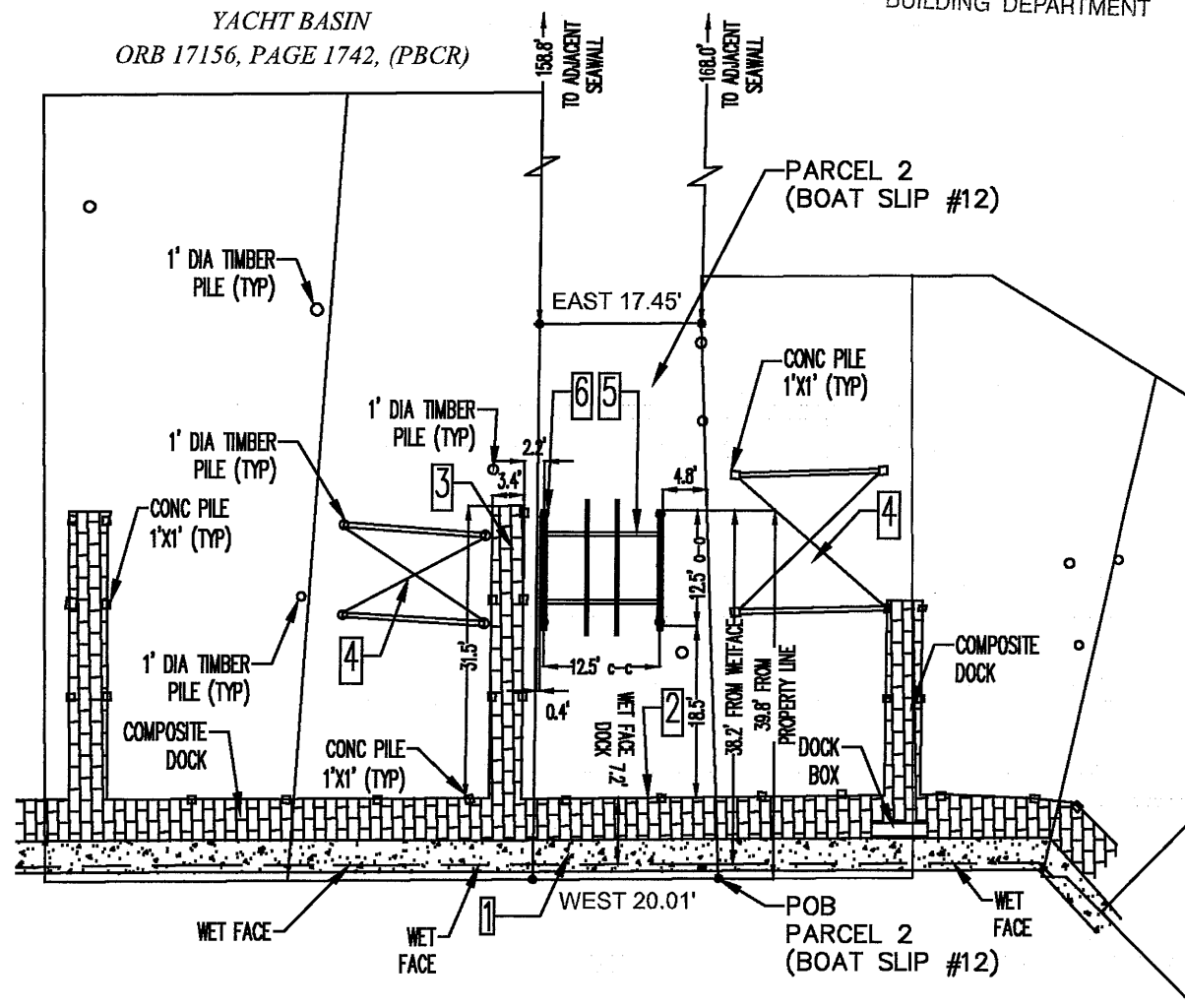
1 EXISTING CONDITIONS SCALE: 1" = 20'

EXISTING LAYOUT IDENTIFICATION:

- EXISTING 3.5' WIDE CONCRETE SEAWALL CAP TO REMAIN
- EXISTING 4.5' WOOD MARGINAL DOCK TO REMAIN
- EXISTING 31.5' x 4' WOOD PIER IN ADJACENT SLIP TO REMAIN
- EXISTING LIFTS IN ADJACENT SLIPS TO REMAIN
- EXISTING 12.3' x 16.7' FLOATING PLATFORM LIFT TO BE REMOVED



YACHT BASIN
ORB 17156, PAGE 1742, (PBCR)



BRAEMAR ISLES CONDOMINIUM
4740 SOUTH OCEAN BOULEVARD
HIGHLAND BEACH FLORIDA, 33487

OFFICIAL RECORDS BOOK 3644, PAGE 1731
PALM BEACH COUNTY RECORDS

1 PROPOSED CONDITIONS SCALE: 1" = 20'

PROPOSED LAYOUT IDENTIFICATION:

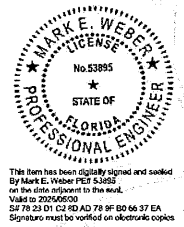
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- EXISTING 31.5' x 4' WOOD PIER IN ADJACENT SLIP TO REMAIN
- EXISTING LIFTS IN ADJACENT SLIPS TO REMAIN
- PROPOSED 10000lb 4-POST BOAT LIFT
- PROPOSED 10" DIA. WOOD PILES (TYP OF 4)

4/25/24 Corrections per City comments- Added scale to Existing & Proposed
1 Conditions; Added height of superstructure above decking to Lift Detail - End
View; Added height of existing pier piles above decking to both Lift Details

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MAY 20 2024

HIGHLAND BEACH
BUILDING DEPARTMENT



Digitally
signed by
Mark E Weber
Date:
2024.04.26
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-04'00'

Mark E. Weber, P.E.
LICENSE #53895 | CA 30702
MW ENGINEERING, INC
902 NE 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-0877
WWW.MWEngineering.net

PREPARED FOR:
B & M MARINE
CONSTRUCTION, INC.
12111 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
HIGHLAND BEACH, FL

DATE	NOTES/REVISIONS
4/25/2024	Dev. Order Corrections

SCALE: AS SHOWN

DATE: 2/27/2024

JOB No: 19-2165

SHT- Page 52

PROPOSED LIFT IDENTIFICATION:

1. EXISTING SEAWALL PANELS, CAP AND PILES TO REMAIN
2. EXISTING WOOD FRAMED DOCK TO REMAIN
3. EXISTING WOOD FRAMED PIER TO REMAIN
4. EXISTING CONCRETE DOCK/PIER PILES TO REMAIN
5. PROPOSED 10000lb 4-POST BOAT LIFT
6. PROPOSED 10" DIA. WOOD LIFT PILE (TYP OF 4)

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HIGHLAND BEACH
BUILDING DEPARTMENT



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Weber
Date:
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Mark E. Weber, P.E.
LICENSE #53895 | CA 30702

MW ENGINEERING, INC
902 NF, 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-0877
WWW.MWEngineering.net

PREPARED FOR:
B & M MARINE
CONSTRUCTION, INC.
1211 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

BOAT LIFT FOR:
HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
HIGHLAND BEACH, FL

DATE	NOTES/REVISIONS
4/25/2024	Dev. Order Corrections

SCALE: AS SHOWN

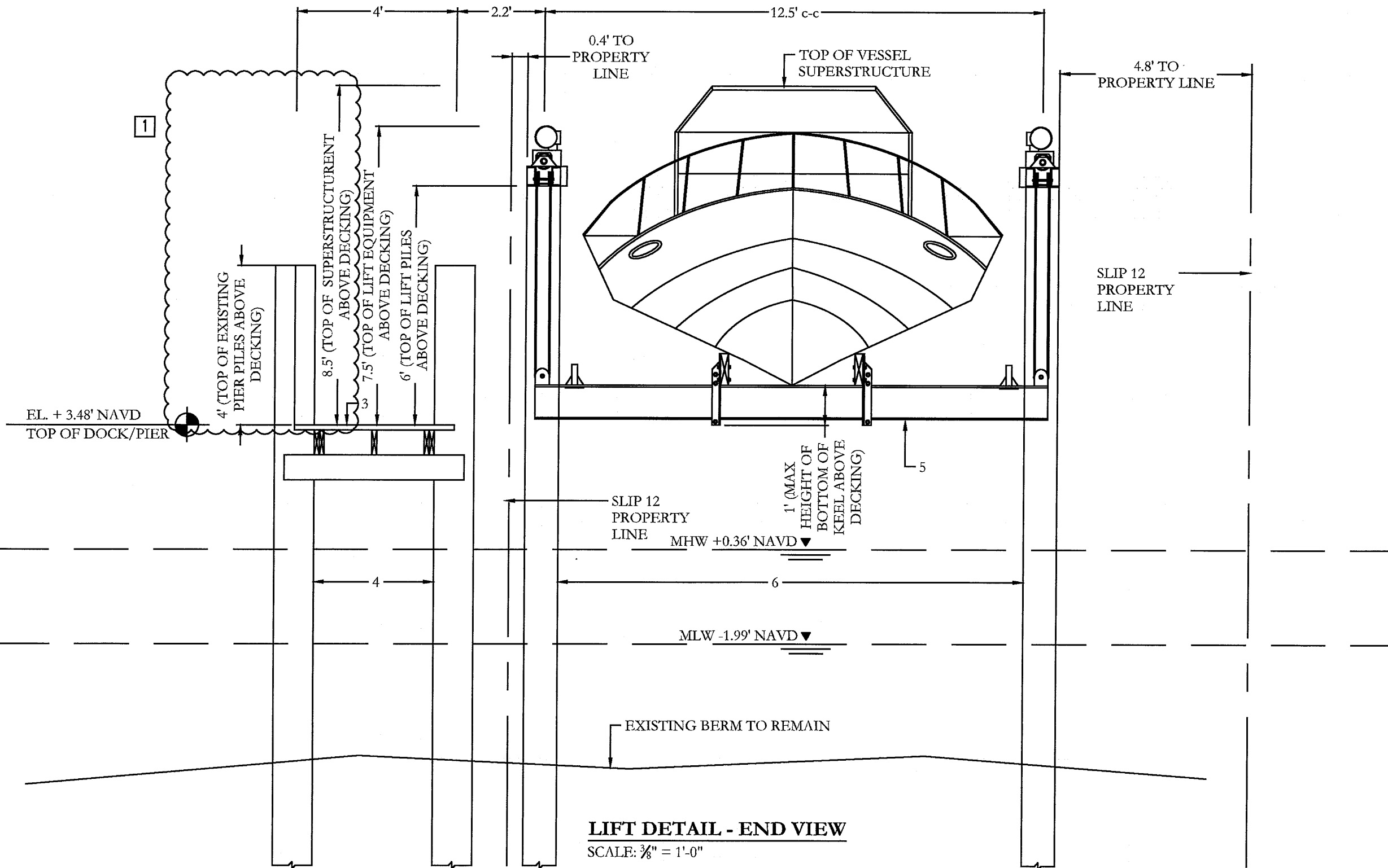
DATE: 2/27/2024

JOB No: 19-2165

SHT-1

Page 53

2 of 4



LIFT DETAIL - END VIEW

SCALE: 3/8" = 1'-0"

4/25/24 Corrections per City comments- Added scale to Existing & Proposed Conditions; Added height of superstructure above decking to Lift Detail - End View; Added height of existing pier piles above decking to both Lift Details

PROPOSED LIFT IDENTIFICATION:

- 1. EXISTING SEAWALL PANELS, CAP AND PILES TO REMAIN
- 2. EXISTING WOOD FRAMED DOCK TO REMAIN
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MAY 20 2024

HIGHLAND BEACH
BUILDING DEPARTMENT



Digitally signed
by Mark E Weber
Date: 2024.04.26
13:50:46 -04'00'

Mark E. Weber, P.E.
LICENSE #53895 | CA 30702

MW ENGINEERING, INC
902 NF 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-0877
WWW.MwEngineering.net

PREPARED FOR:
B & M MARINE
CONSTRUCTION, INC.
1211 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

BOAT LIFT FOR:
HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
HIGHLAND BEACH, FL

DATE	NOTES/REVISIONS
4/25/2024	Dev. Order Corrections

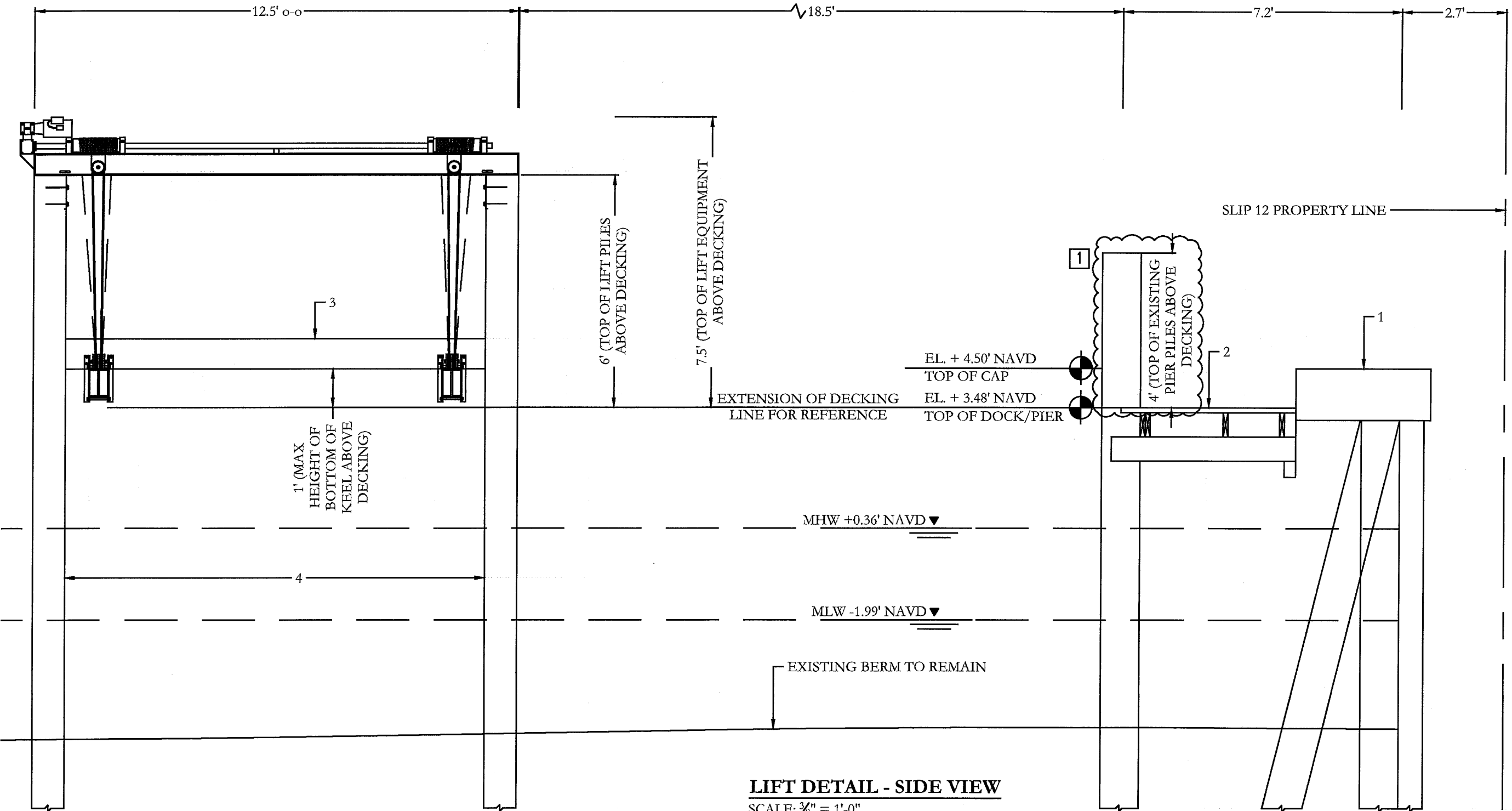
SCALE: AS SHOWN

DATE: 2/27/2024

JOB No: 19-2165

SHT-3

Page 54



LIFT DETAIL - SIDE VIEW
SCALE: 3/8" = 1'-0"

4/25/24 Corrections per City comments- Added scale to Existing & Proposed Conditions; Added height of superstructure above decking to Lift Detail - End View; Added height of existing pier piles above decking to both Lift Details

GENERAL NOTES:

- 1. Construction to follow the Florida Building Code 8th Edition (2023) and 2020 NEC and amendments as applicable and all Local, State and Federal Laws.
- 2. Licensed contractor shall verify the existing conditions prior to the commencement of the work. Any conflicts or omissions between existing conditions or the various elements of the working drawing shall be brought to the attention of the Engineer prior to the commencement of the work. The Licensed Contractor and all subcontractors are responsible for all lines, elevations, and measurements in connection with their work.
- 3. Do not scale drawings for dimensions.
- 4. Any deviation and/or substitution from the information provided herein shall be submitted to the Engineer for approval prior to commencement of work.
- 5. All unanticipated or unforeseen demolition and/or new construction conditions which require deviation from the plans and notes herein shall be reported to the Engineer prior to commencement of work.
- 6. All new work and/or materials shall conform to all requirements of each administrative body having jurisdiction in each appertaining circumstance.
- 7. All new materials and/or patchwork shall be provided to match existing materials and/or adjoining work where practical except as specifically noted herein.
- 8. Licensed Contractor to shall use all possible care to protect all existing materials, surfaces, and furnishings from damage during all phases of construction.
- 9. Licensed Contractor to verify location of existing utilities prior to commencing work.
- 10. The Licensed contractor to install and remove all shoring and bracing as required for the proper execution of the work.
- 11. Licensed Contractor to obtain all permits as necessary from all Local, State, and Federal agencies.
- 12. Turbidity barriers to be marked with site contractor's company name using permanent markings no smaller than 3 inches in height on the top of the barrier.

CONCRETE NOTES: (IF CONCRETE STRUCTURES ARE INSTALLED)

- 1. Concrete shall conform to ACI 318-14 and shall be regular weight, sulfate resistant, with a design strength of 5000 psi at 28 days with a maximum water-cementitious materials ratio, by weight aggregate concrete of 0.40.
- 2. Owner shall employ and pay for testing services from an independent testing laboratory for concrete sampling and testing in accordance with ASTM.
- 3. Licensed contractor is responsible for the adequacy of forms and shoring and for safe practice in their use and removal.
- 4. Concrete cover shall be 3" unless otherwise noted on the approved drawings.
- 5. Reinforcing steel shall be in conformance with the latest version of ASTM A615 Grade 60 specifications. All reinforcement shall be placed in accordance with ACI 315 and ACI Manual of Standard Practice.
- 6. Splices in reinforcing bars shall be not be less than 48 bar diameters and reinforcing shall be continuous around all corners and changes in direction. Continuity shall be provided at corners or changes in direction by bending the longitudinal steel around the corner 48 bar diameters.
- 7. Defective, cracked or loose concrete areas must be cut out, the rebar must be cleaned, coated with zinc and repaired with at least 3" of epoxy-concrete mix or gunnite concrete with sulfate-resistant cement.
- 8. For cap overpours, dowel and epoxy #5 bars or L-bars into top and/or front of existing cap, staggered @ 24" o.c., min. 4" embedment.

SHORING NOTE: (IF EXISTING SEAWALL IS TO BE REMOVED AND REPLACED)

- 1. Contractor of record and permit holder responsible for all shoring. Until provisions for permanent support have been made, all excavations shall be properly guarded and protected so as to prevent them from becoming dangerous to life and property and shall be sheet piled, braced and/or shored, where necessary, to prevent the adjoining earth from caving in; such protection to be provided by the person causing the excavation to be made. All excavations shall comply with the minimum requirements of the Florida Building Code, and Florida Statute 553.60, "Trench Safety Act," and 29-cfr1926-650 (p) "Occupational Safety and Health Administration Excavation Safety Act."

PILE DRIVING: (IF PILES NEW ARE INSTALLED)

- 1. Piles shall be driven using an approved cushion block consisting of material so arranged so as to provide the transmission of hammer energy.
- 2. Piles shall be driven to a minimum allowable bearing capacity of 10 tons for wood, and 25 tons for concrete, and 5 tons for pin piles, a minimum of 8' into berm or refusal.
- 3. Piles shall be driven with a drop hammer or gravity hammer provided the hammer shall weight no less than 3,000 pounds, and the fall of the hammer shall not exceed 6'.
- 4. Piles shall be driven with a variation of not more than 1/4 inch per foot from the vertical, or from the batter line indicated, with a maximum variation of the head of the pile from the position shown on the plans of not more than three inches.
- 5. Where piling must penetrate strata offering high resistance to driving, the structural engineer of record or special inspector may require that the piles be set in pre-drilled or punched holes. The piles shall reach their final penetration by driving.

CONCRETE PILE NOTES: (IF CONCRETE PILES ARE INSTALLED)

- 1. Concrete piles shall attain 5000 psi compressive strength in 28 days.
- 2. Concrete piles shall be reinforced with four - 7/16"Ø lo-lax strands, 270 kips, and 5 ga. spiral ties.
- 3. Concrete piles shall be 12"x12" square, minimum length of 20'.
- 4. Concrete piles shall be cut to leave strands exposed a min. of 18" and tied to dock or cap steel.
- 5. For all prestressed pilings, extend pilings strands a min. of 18" into cap/dock slab steel or cut strands even w/ top of pilings & dowel & epoxy (2) #5 L-bars, 12" long w/ 12" bend, into top of pilings, w/ a min. of 4" embedment.
- 6. New batter and vertical pilings and panels to have a minimum 4" penetration into the new cap form. New dock pilings to have a minimum 3" penetration into the new dock slab form.

WOOD PILES NOTES: (IF WOOD PILES ARE INSTALLED)

- 1. Wood piles to be 2.5lb CCA treated in accordance with AWPA Standard C18.
- 2. Wood piles shall be a minimum diameter of 10"; Miami Dade County requires minimum diameter of 12".

WOOD DOCK/PIER NOTES: (IF WOOD STRUCTURES ARE INSTALLED)

- 1. All materials to be pressure treated pine unless otherwise noted.
- 2. All frame work materials to be Southern Yellow Pine Grade #1, Fb=1200 PSI and Fv=175 PSI.
- 3. All decking materials to be grade #1 unless otherwise noted.
- 4. All hardware to be Stainless Steel or Galvanized unless otherwise noted.

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MAY 20 2024

HIGHLAND BEACH
BUILDING DEPARTMENT



Digitally signed
by Mark E Weber
Date: 2024.04.26
13:51:08 -04'00'

Mark E. Weber, P.E.
LICENSE #53895 | CA 30702

MW ENGINEERING, INC
902 NE 1 Street Suite #2
Pompano Beach, Florida 33060
Ofc: 754-333-0877
WWW.MwEngineering.net

PREPARED FOR:

B & M MARINE
CONSTRUCTION, INC.
1211 South Military Trail, Suite 200
Deerfield Beach, FL 33442
954-421-1700 CGC052820

BOAT LIFT FOR:

HAMUY RESIDENCE
1017 GRAND COURT
SLIP 12
HIGHLAND BEACH, FL

NOTES/REVISIONS

DATE

SCAFF: AS SHOWN

DATE: 2/27/2024

JOB No: 19-2165

SHT-

Page 55

**Town of Highland Beach
Town Commission Development Order (PB)
Application No. PZ-24-3**



Applicant: Jamie & Nissan Hamuy
Property Address: 1017 Grand Court
Highland Beach, Florida 33487

CERTIFICATE OF MAILING AFFIDAVIT

I hereby certify that the Town Clerk's Office mailed a copy of the Notice of Public Hearing (Exhibit A) for Application No. PZ-24-3 for the property located at 1017 Grand Court, Highland Beach, Florida 33487, by U.S. first-class and international mail to:

All property owners and properties owned by a condominium association president and the association's registered agent within 500 feet of the property located at 1017 Grand Court, Highland Beach, Florida 33487.

The mailings consisted of 102 notices that were sent first class mail and 01 notices that were sent by International Mail.

This 28th day of May 2024.

Highland Beach Town Clerk's Office

Jaclyn DeHart
Deputy Town Clerk



PUBLIC NOTICE APPLICATION NO. PZ-24-3

Dear Property Owner:

This is to notify you that the **PLANNING BOARD** of the Town of Highland Beach will conduct a public hearing on ***Thursday, June 13, 2024 at 9:30 AM*** in the Commission Chambers at Town Hall located at 3614 South Ocean Boulevard, Highland Beach, Florida to consider the following application.

**APPLICATION BY DAVID NUTTER, B & M MARINE CONSTRUCTION, INC.,
FOR A SPECIAL EXCEPTION TO INSTALL A 10,000 POUND CAPACITY BOAT
LIFT IN SLIP NUMBER 12 (LOCATED ON THE NORTH SIDE OF BRAEMAR
ISLES CONDOMINIUM) FOR THE PROPERTY AT 1017 GRAND COURT.**

The application is available for inspection in the Town Clerk's Office at Town Hall, Monday through Friday during normal business hours of 8:30 a.m. to 4:30 p.m.

Any person that decides to appeal any decision made by the Planning Board with respect to any matter considered at this meeting, such person will need to ensure that a verbatim record of the proceeding is made, which includes the testimony and evidence upon which the appeal is based. The Town of Highland Beach does not provide such a record.

In accordance with the Americans with Disabilities Act, persons who need special accommodation to attend or participate in this meeting should contact the Town Clerk's Office at (561) 278-4548 at least 48 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service at 1-800-955-8770 or 1-800-955-8771.

For additional information, please contact the Town Planner at (561) 278-4540.

TOWN OF HIGHLAND BEACH, BUILDING DEPARTMENT

Sold To:

Town of Highland Beach Florida - CU00661788
3614 S Ocean Blvd
Highland Beach FL 33487,FL 33487-3393

Bill To:

Town of Highland Beach Florida - CU00661788
3614 S Ocean Blvd
Highland Beach FL 33487,FL 33487-3393

Published Daily

Fort Lauderdale, Broward County, Florida
Boca Raton, Palm Beach County, Florida
Miami, Miami-Dade County, Florida

State Of Florida
County Of Orange

Before the undersigned authority personally appeared
Rose Williams, who on oath says that he or she is a duly authorized representative of the SUN- SENTINEL,
a DAILY newspaper published in BROWARD/PALM BEACH/MIAMI-DADE County, Florida; that the
attached copy of advertisement, being a Legal Notice in:

The matter of 11720-Notice of Public Meeting .
Was published in said newspaper by print in the issues of, and by publication on the
newspaper's website, if authorized on Jun 03, 2024
SSC_Notice of Public Meeting
Affiant further says that the newspaper complies with all legal requirements for
publication in Chapter 50, Florida Statutes.

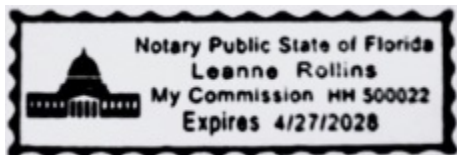


Signature of Affiant

Sworn to and subscribed before me this: June 03, 2024.



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped
Personally Known (X) or Produced Identification ()

Affidavit Delivery Method: E-Mail
Affidavit Email Address: jdehart@highlandbeach.us
7641336

**TOWN OF HIGHLAND BEACH
NOTICE OF PUBLIC HEARING**

YOU ARE HEREBY NOTIFIED that the Planning Board of the Town of Highland Beach will conduct a Public Hearing on Thursday, June 13, 2024, at 9:30 AM in the Commission Chambers at Town Hall, 3614 South Ocean Boulevard, Highland Beach, Florida to consider the following:

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APPLICANT: JAMIE AND NISSAN HAMUY

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TOWN OF HIGHLAND BEACH, BUILDING
DEPARTMENT
06/03/2024 7641336

Order # - 7641336